

EXHIBIT M

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Attorneys for Plaintiff, JANE DOE

FILED
 Superior Court of California
 County of Los Angeles

NOV 14 2017

Sherri R. Carter, Executive Officer/Clerk
 By M. Soto, Deputy
 Moses Soto

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
 FOR THE COUNTY OF LOS ANGELES

JANE DOE, an Individual,

Plaintiff,

vs.

THE WEINSTEIN COMPANY LLC, a
 Corp.; THE WEINSTEIN COMPANY
 HOLDINGS LLC, a Corp.; HARVEY
 WEINSTEIN, an individual; and DOES 1
 through 25, inclusive,

Defendants.

CASE NO: **BC 6 8 3 4 1 1**

COMPLAINT FOR DAMAGES

1. SEXUAL BATTERY IN VIOLATION OF CAL. CIV. CODE § 1708.5
2. GENDER VIOLENCE IN VIOLATION OF CAL. CIV. CODE § 52.4
3. BATTERY
4. ASSAULT
5. NEGLIGENCE
6. NEGLIGENT RETENTION OR SUPERVISION
7. INJUNCTIVE RELIEF

JURY TRIAL DEMAND

Plaintiff hereby alleges as follows:

GENERAL ALLEGATIONS

1. Plaintiff JANE DOE ("Plaintiff" or "Doe"), at all relevant times mentioned herein, and currently, resides in the County of Los Angeles, State of California.
2. Plaintiff is informed and believes, and based thereon alleges that Defendant THE

ORIGINAL

1107441217

BY FAX

8L

8008245151

DATE PAID: 11/14/17 01:27 PM
PAYMENT: \$435.00
RECEIVED: 310

CHECK:	\$435.00
CASH:	\$0.00
CHANGE:	\$0.00
CARD:	\$0.00

21142017

SECRET

1 **WEINSTEIN COMPANY LLC** (hereinafter "Weinstein Co.") is now and at all relevant times a
 2 corporation or other form of legal entity doing business in the County of Los Angeles, State of
 3 California.

4 3. Plaintiff is informed and believes, and based thereon alleges that Defendant **THE**
 5 **WEINSTEIN COMPANY HOLDINGS, LLC** (hereinafter "Weinstein Co. Holdings") is now
 6 and at all relevant times a corporation or other form of legal entity doing business in the County of
 7 Los Angeles, State of California.

8 4. **DEFENDANT WEINSTEIN CO. HOLDINGS** and **DEFENDANT**
 9 **WEINSTEIN CO.** hereinafter shall be collectively referred to as "the Companies."

10 5. Plaintiff is informed and believes, and based thereon alleges that at all relevant
 11 times, each Defendant was the principal, agent, partner, joint venturer, officer, director, controlling
 12 shareholder, subsidiary, affiliate, parent corporation, successor in interest, and/or predecessor in
 13 interest of some or all of the other Defendants, and was engaged with some or all of the other
 14 Defendants in a joint enterprise for profit, and bore such other relationships to some or all of the
 15 other Defendants so as to be liable for their conduct with respect to the matters alleged below.

16 6. Plaintiff is informed and believes, and based thereon alleges that each Defendant
 17 acted pursuant to and within the scope of the relationships alleged above, that each Defendant
 18 knew or should have known about, and authorized, ratified, adopted, approved, controlled, and
 19 aided and abetted the conduct of all other Defendants.

20 7. Plaintiff is informed and believes, and based thereon alleges that at all relevant
 21 times, the Companies are joint ventures in that each business combined their property, skill or
 22 knowledge with intent to carry out a single business undertaking, each has an ownership interest in
 23 the business, they have joint control over the business even if they agreed to delegate control, and
 24 they have agreed to share the profits and losses of the business and that together, at all relevant
 25 times herein, the Companies regularly conducted business in California in the production of films.

26 8. Plaintiff is informed and believes, and based thereon alleges that Defendant
 27 **HARVEY WEINSTEIN** (hereinafter "Weinstein") is an individual who at all relevant times
 28 herein, is a resident of the County of New York who regularly came to this County to conduct

1 business.

2 9. Venue properly lies in this county in that all Defendants regularly conduct business
3 in this county and that the conduct described herein were committed in this county.

4 10. The true names and capacities, whether individual, corporate, partnership, associate
5 or otherwise, of Defendants sued herein as DOES 1 through 25, inclusive, are currently unknown
6 to Plaintiff, who therefore sues said Defendants by such fictitious names. Plaintiff is informed and
7 believes, and based thereon alleges, that each of the Defendants designated herein as a DOE is
8 legally responsible in some manner for the events and happenings referred to herein, and caused
9 injury and damage proximately thereby to Plaintiff as hereinafter alleged. Plaintiff will seek leave
10 of court to amend this Complaint to show the true names and capacities of the Defendants
11 designated herein as DOES when the same have been ascertained. Whenever in this complaint
12 reference is made to "Defendants," such allegation shall be deemed to mean the acts of Defendants
13 acting individually, jointly, and/or severally.

14 11. Except as hereinafter specifically described, Defendants and each of them, are and
15 were the agents and/or employees of the other Defendants, and in acting as described herein were
16 acting within the scope of their authority or employment as agents and/or employees thereof, and
17 with the permission and consent of the other Defendants.

18 12. In late 2011, Plaintiff met Defendant Weinstein at a party that Defendants were
19 hosting at the Chateau Marmont. Plaintiff was an actress and informed Weinstein of the same
20 when she was introduced to him at the event. Upon learning that Plaintiff was an actress,
21 Weinstein offered to assist her with her acting career and requested her telephone number. She
22 obliged.

23 13. Over the next few years, Weinstein invited Plaintiff to attend awards show parties
24 that the Defendants hosted and maintained regular communication with Plaintiff every few months
25 thereafter.

26 14. In late 2015, Plaintiff met Weinstein at the Montage Hotel in Beverly Hills,
27 California to discuss a prospective acting job on a television show called "Marco Polo" as well as
28 acting in two to three other projects. At some point, he said he wanted to masturbate in front of

1 her. Plaintiff told Weinstein that she did not want him to masturbate in front of her. Weinstein
2 told her that he would not touch her, but "only" wanted her to watch him. Despite her telling
3 Weinstein "no," Weinstein proceeded to grip her wrist with one hand while using the other to
4 masturbate in front of her until completion.

5 15. In early spring of 2016, Weinstein contacted Plaintiff again to meet with him at the
6 Montage Hotel in Beverly Hills to celebrate her upcoming role in Marco Polo giving her the
7 impression that she had been chosen for the part. Plaintiff agreed. At some point, Weinstein
8 excused himself and returned wearing a bathrobe. Before Plaintiff could leave, Weinstein grabbed
9 her and pulled her into the bedroom. Plaintiff told Weinstein that she did not want to do anything
10 sexual with him. He forcefully threw Plaintiff onto the bed. He pulled down her jeans and started
11 to orally copulate her. Plaintiff pushed Weinstein's head off of her and told him, "Stop!"
12 Weinstein then used his massive weight and strength to force himself on her, pushing his penis
13 inside of her vagina without a condom. After he withdrew, he gripped her with one hand while
14 using his other hand to masturbate. Plaintiff finally broke free from his grasp and immediately left
15 the bedroom and suite.

16 16. Weinstein contacted her thereafter and acted as if nothing had happened. He told
17 her he was coming to Los Angeles. Plaintiff swore at him and hung up the phone.

18 17. Plaintiff never received a job offer for the Marco Polo project even though she had
19 been previously told that she would be a perfect addition for the show. Nor did she receive any
20 offers for other projects that Weinstein had discussed with her.

21 18. Prior to the incidents involving Plaintiff, the Companies' executives, officers,
22 directors, managing agents, and employees had actual knowledge of Weinstein's repeated acts of
23 sexual misconduct with women. In particular, the Companies were aware of Weinstein's pattern
24 of using his power and the promise of procuring jobs to coerce and force actresses to engage in
25 sexual acts with him.

26 19. Based upon information and belief, the Companies were aware of multiple claims
27 of sexual misconduct against Weinstein, which were settled prior to the initiation of litigation.

28 20. Based upon information and belief, the Companies' knowledge of multiple claims

1 of sexual misconduct against Weinstein is evidenced in their 2015 employment contract with
 2 Weinstein. The contract with Weinstein states that if Weinstein is sued for sexual harassment or
 3 other "misconduct" that results in a settlement or judgment against the Companies, Weinstein
 4 must reimburse the Companies for such settlements or judgments and that Weinstein must pay the
 5 Companies liquidated damages of \$250,000 for the first such instance, \$500,000 for the second
 6 such instance, \$750,000 for the third such instance, and \$1,000,000 for each additional instance.
 7 Moreover, the contract states that as long as Weinstein pays, it constitutes a "cure" for the
 8 misconduct and the Companies can take no further action against Weinstein, such as terminating
 9 him.

10 21. Plaintiff further alleges that the Companies and DOES 1-25 are strictly liable for
 11 Defendant Weinstein's actions under the principles of respondeat superior, as alleged herein, and
 12 had advance knowledge that Defendant Weinstein would engage in this despicable conduct while
 13 acting within the scope of his employment and by their actions and inactions ratified, authorized
 14 and condoned this unlawful behavior.

15 22. As a direct and proximate result of Defendants' unlawful conduct as alleged
 16 hereinabove, Plaintiff has suffered physical injury, severe emotional distress, humiliation,
 17 embarrassment, mental and emotional distress and anxiety, and economic harm, all in an amount
 18 exceeding the jurisdictional minimum of the Superior Court according to proof at trial.

19 23. The aforementioned conduct by Defendants was willful, wanton, and malicious. At
 20 all relevant times, Defendants acted with conscious disregard of the Plaintiff's rights and feelings.
 21 Defendants also acted with the knowledge of or with reckless disregard for the fact that their
 22 conduct was certain to cause injury and/or humiliation to the Plaintiff. Plaintiff is further informed
 23 and believes that Defendants intended to cause fear, physical injury and/or pain and suffering to
 24 the Plaintiff. By virtue of the foregoing, the Plaintiff is entitled to recover punitive and exemplary
 25 damages from Defendants according to proof.

26 **FIRST CAUSE OF ACTION**

27 **(Sexual Battery in Violation of Cal. Civ. Code § 1708.5 Against All Defendants)**

28 24. Plaintiff repeats and realleges by reference each and every allegation contained

1 hereinabove and incorporates the same herein as though fully set forth herein.

2 25. Cal. Civ. Code Section 91708.5(a) provides: A person commits a sexual battery
3 who does any of the following: (1) acts with the intent to cause a harmful or offensive contact with
4 an intimate part of another, and a sexually offensive contact with that person directly or indirectly
5 results. (2) Acts with the intent to cause a harmful or offensive contact with another by use of his
6 or her intimate part, and a sexually offensive contact with that person directly or indirectly results.
7 (3) Acts to cause an imminent apprehension of the conduct described in paragraph (1) or (2), and a
8 sexually offensive contact with that person directly or indirectly results.

9 26. Cal. Civ. Code Section 91708.5(d) defines "intimate part" as the sexual organ,
10 anus, groin, or buttocks of any person, or the breast of a female.

11 27. Cal. Civ. Code Section 91708.5(f) defines "offensive contact" to mean contact that
12 offends a reasonable sense of personal dignity.

13 28. Plaintiff alleges that Defendant Weinstein committed the act of civil sexual battery
14 in violation of Cal. Civ. Code Section 1708.5, when on or about early 2016, Defendant, willfully,
15 maliciously, intentionally, and without the consent of Plaintiff subjected her to the forceful,
16 harmful and/or offensive touching of Plaintiff's breasts, buttocks, and/or vagina, including
17 viciously raping her by way of vaginal penetration against her will, without her consent, and in
18 spite of her express objection.

19 29. Plaintiff further alleges that the Companies and DOES 1-25 are strictly liable for
20 Defendant Weinstein's actions under the principles of respondeat superior, as alleged herein and
21 otherwise had advance knowledge that Defendant Weinstein would engage in this despicable
22 conduct while acting within the scope of his employment and by their actions and inactions
23 ratified, authorized and condoned this unlawful behavior.

24 30. As a direct and/or proximate result of Weinstein's unlawful conduct as alleged
25 hereinabove, Plaintiff has suffered physical injury, severe emotional distress, humiliation,
26 embarrassment, mental and emotional distress and anxiety, all in an amount exceeding the
27 jurisdictional minimum of the Superior Court according to proof at trial.

28 31. As a direct and proximate result of Defendants' unlawful conduct as alleged

1 hereinabove, Plaintiff has suffered economic harm, loss of earnings, and other damages, all in an
2 amount that exceeds the jurisdictional minimum of the Superior Court, according to proof at trial.

3 32. The aforementioned conduct by Defendants was willful, wanton, and malicious. At
4 all relevant times, Defendants acted with conscious disregard of the Plaintiff's rights and feelings.
5 Weinstein also acted with the knowledge of or with reckless disregard for the fact that his conduct
6 was certain to cause injury and/or humiliation to the Plaintiff. Plaintiff is further informed and
7 believes that Defendants intended to cause fear, physical injury and/or pain and suffering to the
8 Plaintiff. By virtue of the foregoing, the Plaintiff is entitled to recover punitive and exemplary
9 damages from Defendants according to proof at trial.

10 33. Plaintiff also seeks declaratory relief as set forth below.

11 **SECOND CAUSE OF ACTION**

12 **(Gender Violence in Violation of Cal. Civ. Code § 52.4 Against All Defendants)**

13 34. Plaintiff repeats and realleges by reference each and every allegation contained
14 hereinabove and incorporates the same herein as though fully set forth herein.

15 35. Cal. Civ. Code Section 52.4(c) defines "gender violence" as: (1) one or more acts
16 that would constitute a criminal offense under state law that has as an element the use, attempted
17 use, or threatened use of physical force against the person or property of another, committed at
18 least in part based on the gender of the victim, whether or not those acts have resulted in criminal
19 complaints, charges, prosecution, or conviction. (2) A physical intrusion or physical invasion of a
20 sexual nature under coercive conditions, whether or not those acts have resulted in criminal
21 charges, complaints, charges, prosecution, or conviction. Cal. Civ. Code Section 52.4(d) provides:
22 Notwithstanding any other laws that may establish the liability of an employer for the acts of an
23 employee, this section does not establish any civil liability of a person because of her or her status
24 as an employer, unless the employer personally committed an act of gender violence.

25 36. Plaintiff further alleges that the Companies and DOES 1-25 are strictly liable for
26 Defendant Weinstein's actions under the principles of respondeat superior as alleged herein and
27 otherwise had advance knowledge that Defendant Weinstein would engage in this despicable
28 conduct while acting within the scope of his employment and by their actions and inactions

1 ratified, authorized and condoned this unlawful behavior.

2 37. Plaintiff alleges that, on or about early 2016, and prior to that, Defendant Weinstein
3 violated Cal. Civ. Code Section 52.4 in that one or more acts he inflicted on Plaintiff constitutes a
4 criminal offense under state law that has an element of use, attempted use, or threatened use of
5 physical force against her person, committed at least in part based on Plaintiff's gender, whether or
6 not those acts have resulted in criminal complaints, charges, prosecution, or conviction.

7 38. Plaintiff alleges that, on or about early 2016, and prior to that, Defendant Weinstein
8 violated Cal. Civ. Code Section 52.4 in that he engaged in a physical intrusion or physical invasion
9 of a sexual nature under coercive conditions, even if those acts have not yet resulted in criminal
10 complaints, charges, prosecution, or conviction.

11 39. As a direct and proximate result of Defendants' unlawful conduct as alleged
12 hereinabove, Plaintiff has suffered physical injury, severe emotional distress, humiliation,
13 embarrassment, mental and emotional distress and anxiety, all in an amount exceeding the
14 jurisdictional minimum of the Superior Court according to proof at trial.

15 40. As a direct and proximate result of Defendants' unlawful conduct as alleged
16 hereinabove, Plaintiff has suffered economic harm and other consequential damages, all in an
17 amount according to proof at trial.

18 41. The aforementioned conduct by Defendants was willful, wanton, and malicious. At
19 all relevant times, Defendants acted with conscious disregard of the Plaintiff's rights and feelings.
20 Defendants also acted with the knowledge of or with reckless disregard for the fact that their
21 conduct was certain to cause injury and/or humiliation to the Plaintiff. Plaintiff is further informed
22 and believes that Defendants intended to cause fear, physical injury and/or pain and suffering to
23 the Plaintiff. By virtue of the foregoing, the Plaintiff is entitled to recover punitive and exemplary
24 damages from Defendants according to proof at trial.

25 42. Plaintiff also seeks injunctive relief as set forth below.

26 43. Plaintiff has incurred, and will continue to incur, attorneys' fees in the prosecution
27 of this action and therefore demands such reasonable attorneys' fees and costs as set by the Court.

28 ///

THIRD CAUSE OF ACTION

(For Battery Against All Defendants)

44. Plaintiff repeats and realleges by reference each and every allegation contained hereinabove and incorporates the same herein as though fully set forth herein.

45. In performing the acts described herein, Defendant Weinstein acted with the intent to make a harmful and offensive contact with Plaintiff's person.

46. Defendant Weinstein did, in fact, bring himself into offensive and unwelcome contact with Plaintiff as described hereinabove.

47. At all relevant times, Plaintiff found the contact by Defendant to be offensive to her person and dignity. At no time did Plaintiff consent to any of the acts by Defendant alleged hereinabove.

48. As a result of Defendant Weinstein's acts as hereinabove alleged, Plaintiff was physically harmed and/or experienced offensive contact with her person.

49. Plaintiff further alleges that the Companies and DOES 1-25 are strictly liable for Defendant Weinstein's actions under the principles of respondeat superior, as alleged herein and otherwise had advance knowledge that Defendant Weinstein would engage in this despicable conduct while acting within the scope of his employment and by their actions and inactions ratified, authorized and condoned this unlawful behavior.

50. As a direct and proximate result of Defendants' unlawful conduct as alleged hereinabove, Plaintiff has suffered physical injury, severe emotional distress, humiliation, embarrassment, mental and emotional distress and anxiety, economic harm and other consequential damages, all in an amount exceeding the jurisdictional minimum of the Superior Court according to proof at trial.

51. The aforementioned conduct by Defendants was willful, wanton, and malicious. At all relevant times, Defendants acted with conscious disregard of the Plaintiff's rights and feelings. Defendants also acted with the knowledge of or with reckless disregard for the fact that their conduct was certain to cause injury and/or humiliation to the Plaintiff. Plaintiff is further informed and believes that Defendants intended to cause fear, physical injury and/or pain and suffering to

1 the Plaintiff. By virtue of the foregoing, the Plaintiff is entitled to recover punitive and exemplary
2 damages from Defendants according to proof at trial.

3 FOURTH CAUSE OF ACTION

4 (Assault Against All Defendants)

5 52. Plaintiff repeats and realleges by reference each and every allegation contained
6 hereinabove and incorporates the same herein as though fully set forth herein.

7 53. When Defendant Weinstein charged at Plaintiff, Weinstein intended to cause
8 Plaintiff apprehension of an imminent harmful and offensive contact with her person.

9 54. As a result of Defendant Weinstein's acts, Plaintiff was in fact, placed in great
10 apprehension of imminent harmful and offensive contact with her person.

11 55. In performing the acts alleged hereinabove, Defendant Weinstein acted with the
12 intent of making contact with Plaintiff's person.

13 56. At no time did Plaintiff consent to any of the acts by Weinstein alleged
14 hereinabove.

15 57. Defendant's conduct as described above, caused Plaintiff to be apprehensive that
16 Defendant would subject her to further intentional invasions of her right to be free from offensive
17 and harmful contact and demonstrated that at all times material herein, Defendant had a present
18 ability to subject her to an intentional offensive and harmful touching.

19 58. Plaintiff further alleges that the Companies and DOES 1-25 are strictly liable for
20 Defendant Weinstein's actions under the principles of respondeat superior, as alleged herein and
21 otherwise had advance knowledge that Defendant Weinstein would engage in this despicable
22 conduct while acting within the scope of his employment and by their actions and inactions
23 ratified, authorized and condoned this unlawful behavior.

24 59. As a direct and proximate result of Defendants' unlawful conduct as alleged
25 hereinabove, Plaintiff has suffered physical injury, severe emotional distress, humiliation,
26 embarrassment, mental and emotional distress and anxiety, and economic harm, all in an amount
27 exceeding the jurisdictional minimum of the Superior Court according to proof at trial.

28 60. The aforementioned conduct by Defendants was willful, wanton, and malicious. At

1 all relevant times, Defendants acted with conscious disregard of the Plaintiff's rights and feelings.
 2 Defendants also acted with the knowledge of or with reckless disregard for the fact that their
 3 conduct was certain to cause injury and/or humiliation to the Plaintiff. Plaintiff is further informed
 4 and believes that Defendants intended to cause fear, physical injury and/or pain and suffering to
 5 the Plaintiff. By virtue of the foregoing, the Plaintiff is entitled to recover punitive and exemplary
 6 damages from Defendants according to proof.

7 **FIFTH CAUSE OF ACTION**

8 **(For Negligence against all Defendants)**

9 61. Plaintiff repeats and realleges by reference each and every allegation contained
 10 hereinabove and incorporates the same herein as though fully set forth herein.

11 62. Defendants committed the negligent actions and/or negligent failures to act, as set
 12 forth hereinabove and those acts proximately caused the emotional, physical, and financial injuries
 13 visited upon Plaintiff.

14 63. Defendants owed Plaintiff a duty of care not to cause her emotional distress.

15 64. Defendants breached this duty of care by way of their own conduct as alleged
 16 herein.

17 65. As a direct and proximate result of Defendants' extreme and outrageous acts,
 18 Plaintiff has suffered emotional distress, humiliation, and embarrassment, economic harm, all in
 19 amount exceeding the jurisdictional minimum of the Superior Court according to proof at trial.

20 **SIXTH CAUSE OF ACTION**

21 **(For Negligent Retention or Supervision against the Companies Only)**

22 66. Plaintiff repeats and realleges by reference each and every allegation contained
 23 hereinabove and incorporates the same herein as though fully set forth herein.

24 67. The Companies had a mandatory duty of care to properly hire, train, retain,
 25 supervise, and discipline their employees so as to avoid unreasonable harm to citizens. With
 26 deliberate indifference, the Companies failed to take necessary, proper or adequate measures in
 27 order to prevent the violation of Plaintiff's rights and injury to Plaintiff. Among other acts and/or
 28 failures to act, the Companies retained Defendant Weinstein and did not terminate him despite

1 knowing, or should have known of, his long and well-known history of abusing and sexually
2 harassing women based on sex.

3 68. The Companies breached this duty of care by failing to adequately train employees
4 to not sexually discriminate and/or harass women. This lack of adequate supervisory training
5 and/or policies and procedures demonstrates a failure to make reasonable attempts and to prevent
6 sexually discriminatory behavior toward women. In addition, the retention of Defendant
7 Weinstein despite his well-known predatory pattern of abuse and harassment was negligent.

8 69. The Companies had a duty to control Defendant Weinstein in his interactions with
9 women during meetings taking place within the course and scope of his employment in order to
10 prevent the reasonably foreseeable harm that he would sexually harass and/or sexually assault
11 them.

12 70. The Companies' negligence in supervising and/or retaining Weinstein was a
13 substantial factor in causing Plaintiff's harm.

14 71. As a direct and proximate result of the Companies' unlawful conduct, Plaintiff has
15 suffered emotional distress, humiliation, and embarrassment, economic harm, all in amount
16 exceeding the jurisdictional minimum of the Superior Court according to proof at trial.

17 72. The aforementioned conduct by the Companies was willful, wanton, and malicious.
18 At all relevant times, the Companies acted with conscious disregard of the Plaintiff's rights and
19 feelings. The Companies were aware of the probable dangerous consequences of retaining or
20 adequately supervising Weinstein and allowing him to meet with women under the guise of
21 procuring work for them. The Companies acted with the knowledge of or with reckless disregard
22 for the fact that Weinstein's conduct was certain to cause injury and/or humiliation to the Plaintiff.
23 By virtue of the foregoing, the Plaintiff is entitled to recover punitive and exemplary damages
24 from the Companies according to proof at trial.

25 **SEVENTH CAUSE OF ACTION**

26 **(Claim for Injunctive Relief Against All Defendants)**

27 73. Plaintiff repeats and realleges by reference each and every allegation contained
28 hereinabove and incorporates the same herein as though fully set forth herein.

Exhibit M - Page 48

CM-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): GLORIA ALLRED, ESQ.; SBN: 65033 NATHAN GOLDBERG, ESQ.; SBN: 62192 ALLRED, MAROKO & GOLDBERG 6300 WILSHIRE BOULEVARD, SUITE 1500 LOS ANGELES, CA 90048 TELEPHONE NO.: 323-653-6530 FAX NO.: 323-653-1660 ATTORNEY FOR (Name): JANE DOE		FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles NOV 14 2017 Sherri R. Carter, Executive Officer/Clerk By <u>M. Soto</u> , Deputy Moses Soto	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. HILL STREET MAILING ADDRESS: SAME AS ABOVE CITY AND ZIP CODE: LOS ANGELES, CA 90012 BRANCH NAME: STANLEY MOSK COURTHOUSE		CASE NAME: JANE DOE v. THE WEINSTEIN COMPANY LLC; THE WEINSTEIN COMPANY HOLDINGS LLC; and HARVEY WEINSTEIN	
CIVIL CASE COVER SHEET <input checked="" type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000) <input type="checkbox"/> Limited (Amount demanded is \$25,000 or less)		Complex Case Designation <input type="checkbox"/> Counter <input type="checkbox"/> Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)	
		CASE NUMBER: BC 683411 JUDGE: _____ DEPT: _____	

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:

Auto Tort <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46) Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (45) <input type="checkbox"/> Other PI/PD/WD (23) Non-PI/PD/WD (Other) Tort <input type="checkbox"/> Business tort/unfair business practice (07) <input checked="" type="checkbox"/> Civil rights (08) <input type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (16) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (25) <input type="checkbox"/> Other non-PI/PD/WD tort (35) Employment <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	Contract <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (09) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37) Real Property <input type="checkbox"/> Eminent domain/Inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26) Unlawful Detainer <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38) Judicial Review <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403) <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) Enforcement of Judgment <input type="checkbox"/> Enforcement of judgment (20) Miscellaneous Civil Complaint <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42) Miscellaneous Civil Petition <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)
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2. This case ☐ is ☒ is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
- | | |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties | d. <input type="checkbox"/> Large number of witnesses |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence | f. <input type="checkbox"/> Substantial postjudgment judicial supervision |
3. Remedies sought (check all that apply): a. ☒ monetary b. ☒ nonmonetary; declaratory or injunctive relief c. ☒ punitive
4. Number of causes of action (specify): (7) SEVEN
5. This case ☐ is ☒ is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: NOVEMBER 14, 2017

GLORIA ALLRED, ESQ.; SBN: 65033

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

Page 1 of 2

BY FAX

INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET**CM-010**

To Plaintiffs and Others Filing First Papers. If you are filing a first paper (for example, a complaint) in a civil case, you must complete and file, along with your first paper, the *Civil Case Cover Sheet* contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check one box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the primary cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

To Parties in Rule 3.740 Collections Cases. A "collections case" under rule 3.740 is defined as an action for recovery of money owed in a sum stated to be certain that is not more than \$25,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

To Parties in Complex Cases. In complex cases only, parties must also use the *Civil Case Cover Sheet* to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

CASE TYPES AND EXAMPLES**Auto Tort**

Auto (22)—Personal Injury/Property Damage/Wrongful Death
Uninsured Motorist (46) (*if the case involves an uninsured motorist claim subject to arbitration, check this item instead of Auto*)

Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort

Asbestos (04)
Asbestos Property Damage
Asbestos Personal Injury/Wrongful Death
Product Liability (*not asbestos or toxic/environmental*) (24)
Medical Malpractice (45)
Medical Malpractice—Physicians & Surgeons
Other Professional Health Care Malpractice
Other PI/PD/WD (23)
Premises Liability (e.g., slip and fall)
Intentional Bodily Injury/PD/WD (e.g., assault, vandalism)
Intentional Infliction of Emotional Distress
Negligent Infliction of Emotional Distress
Other PI/PD/WD

Non-PI/PD/WD (Other) Tort

Business Tort/Unfair Business Practice (07)
Civil Rights (e.g., discrimination, false arrest) (*not civil harassment*) (08)
Defamation (e.g., slander, libel) (13)
Fraud (16)
Intellectual Property (19)
Professional Negligence (25)
Legal Malpractice
Other Professional Malpractice (*not medical or legal*)
Other Non-PI/PD/WD Tort (35)

Employment

Wrongful Termination (36)
Other Employment (15)

Contract

Breach of Contract/Warranty (06)
Breach of Rental/Lease
Contract (*not unlawful detainer or wrongful eviction*)
Contract/Warranty Breach—Seller Plaintiff (*not fraud or negligence*)
Negligent Breach of Contract/Warranty
Other Breach of Contract/Warranty
Collections (e.g., money owed, open book accounts) (09)
Collection Case—Seller Plaintiff
Other Promissory Note/Collections Case
Insurance Coverage (*not provisionally complex*) (18)
Auto Subrogation
Other Coverage
Other Contract (37)
Contractual Fraud
Other Contract Dispute

Real Property

Eminent Domain/Inverse Condemnation (14)
Wrongful Eviction (33)
Other Real Property (e.g., quiet title) (26)
Writ of Possession of Real Property
Mortgage Foreclosure
Quiet Title
Other Real Property (*not eminent domain, landlord/tenant, or foreclosure*)

Unlawful Detainer

Commercial (31)
Residential (32)
Drugs (38) (*if the case involves illegal drugs, check this item; otherwise, report as Commercial or Residential*)

Judicial Review

Asset Forfeiture (05)
Petition Re: Arbitration Award (11)
Writ of Mandate (02)
Writ—Administrative Mandamus
Writ—Mandamus on Limited Court Case Matter
Writ—Other Limited Court Case Review
Other Judicial Review (39)
Review of Health Officer Order
Notice of Appeal—Labor
Commissioner Appeals

Provisionally Complex Civil Litigation (Cal. Rules of Court Rules 3.400–3.403)

Antitrust/Trade Regulation (03)
Construction Defect (10)
Claims Involving Mass Tort (40)
Securities Litigation (28)
Environmental/Toxic Tort (30)
Insurance Coverage Claims (*arising from provisionally complex case type listed above*) (41)

Enforcement of Judgment

Enforcement of Judgment (20)
Abstract of Judgment (Out of County)
Confession of Judgment (*non-domestic relations*)
Sister State Judgment
Administrative Agency Award (*not unpaid taxes*)
Petition/Certification of Entry of Judgment on Unpaid Taxes
Other Enforcement of Judgment Case

Miscellaneous Civil Complaint

RICO (27)
Other Complaint (*not specified above*) (42)
Declaratory Relief Only
Injunctive Relief Only (*non-harassment*)
Mechanics Lien
Other Commercial Complaint Case (*non-tort/non-complex*)
Other Civil Complaint (*non-tort/non-complex*)

Miscellaneous Civil Petition

Partnership and Corporate Governance (21)
Other Petition (*not specified above*) (43)
Civil Harassment
Workplace Violence
Elder/Dependent Adult Abuse
Election Contest
Petition for Name Change
Petition for Relief from Late Claim
Other Civil Petition

SHORT TITLE: JANE DOE v. THE WEINSTEIN COMPANY LLC; THE
WEINSTEIN COMPANY HOLDINGS LLC; and HARVEY WEINSTEIN

CASE NUMBER

BC 6 8 3 4 1 1

**CIVIL CASE COVER SHEET ADDENDUM AND
STATEMENT OF LOCATION
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to Local Rule 2.3 in all new civil case filings in the Los Angeles Superior Court.

Step 1: After completing the Civil Case Cover Sheet (Judicial Council form CM-010), find the exact case type in Column A that corresponds to the case type indicated in the Civil Case Cover Sheet.

Step 2: In Column B, check the box for the type of action that best describes the nature of the case.

Step 3: In Column C, circle the number which explains the reason for the court filing location you have chosen.

Applicable Reasons for Choosing Court Filing Location (Column C)

- Class actions must be filed in the Stanley Mosk Courthouse, Central District.
- Permissive filing in central district.
- Location where cause of action arose.
- Mandatory personal injury filing in North District.
- Location where performance required or defendant resides.
- Location of property or permanently garaged vehicle.
- Location where petitioner resides.
- Location wherein defendant/respondent functions wholly.
- Location where one or more of the parties reside.
- Location of Labor Commissioner Office.
- Mandatory filing location (Hub Cases – unlawful detainer, limited non-collection, limited collection, or personal injury).

BY FAX

Auto Tort

Other Personal Injury/Property
Damage/Wrongful Death Tort

A Civil Case Cover Sheet Category/No.	B Type of Action (Check only one)	C Applicable Reasons (See Step 3 Above)
Auto (22)	<input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1, 4, 11
Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1, 4, 11
Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage	1, 11
	<input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	1, 11
	<input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)	1, 4, 11
	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons	1, 4, 11
	<input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1, 4, 11
Other Personal Injury Property Damage Wrongful Death (23)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall)	1, 4, 11
	<input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.)	1, 4, 11
	<input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress	1, 4, 11
	<input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1, 4, 11

ORIGINAL

SHORT TITLE: JANE DOE v. THE WEINSTEIN COMPANY LLC; THE
WEINSTEIN COMPANY HOLDINGS LLC; and HARVEY WEINSTEIN

CASE NUMBER

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above	
Non-Personal Injury/ Property Damage/ Wrongful Death Tort	Business Tort (07)	<input type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1, 2, 3	
	Civil Rights (08)	<input checked="" type="checkbox"/> A6005 Civil Rights/Discrimination	1, 2, 3	
	Defamation (13)	<input type="checkbox"/> A6010 Defamation (slander/libel)	1, 2, 3	
	Fraud (16)	<input type="checkbox"/> A6013 Fraud (no contract)	1, 2, 3	
	Professional Negligence (25)	<input type="checkbox"/> A6017 Legal Malpractice <input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)	1, 2, 3 1, 2, 3	
	Other (35)	<input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort	1, 2, 3	
Employment	Wrongful Termination (36)	<input type="checkbox"/> A6037 Wrongful Termination	1, 2, 3	
	Other Employment (15)	<input type="checkbox"/> A6024 Other Employment Complaint Case <input type="checkbox"/> A6109 Labor Commissioner Appeals	1, 2, 3 10	
Contract	Breach of Contract/ Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction) <input type="checkbox"/> A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence) <input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud) <input type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence)	2, 5 2, 5 1, 2, 5 1, 2, 5	
	Collections (09)	<input type="checkbox"/> A6002 Collections Case-Seller Plaintiff <input type="checkbox"/> A6012 Other Promissory Note/Collections Case <input type="checkbox"/> A6034 Collections Case-Purchased Debt (Charged Off Consumer Debt Purchased on or after January 1, 2014)	5, 6, 11 5, 11 5, 6, 11	
	Insurance Coverage (18)	<input type="checkbox"/> A6015 Insurance Coverage (not complex)	1, 2, 5, 8	
	Other Contract (37)	<input type="checkbox"/> A6009 Contractual Fraud <input type="checkbox"/> A6031 Tortious Interference <input type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)	1, 2, 3, 5 1, 2, 3, 5 1, 2, 3, 8, 9	
		Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation Number of parcels _____	2, 6
		Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2, 6
Real Property	Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure	2, 6	
		<input type="checkbox"/> A6032 Quiet Title	2, 6	
		<input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2, 6	
Unlawful Detainer	Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	6, 11	
	Unlawful Detainer-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	6, 11	
	Unlawful Detainer- Post-Foreclosure (34)	<input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure	2, 6, 11	
	Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2, 6, 11	

SHORT TITLE: JANE DOE v. THE WEINSTEIN COMPANY LLC; THE
WEINSTEIN COMPANY HOLDINGS LLC; and HARVEY WEINSTEIN

CASE NUMBER

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C: Applicable Reasons - See Step 3 Above
Asset Forfeiture (05)	<input type="checkbox"/> A6108 Asset Forfeiture Case	2, 3, 6
Petition re Arbitration (11)	<input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration	2, 5
Writ of Mandate (02)	<input type="checkbox"/> A6151 Writ - Administrative Mandamus	2, 8
	<input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter	2
	<input type="checkbox"/> A6153 Writ - Other Limited Court Case Review	2
Other Judicial Review (39)	<input type="checkbox"/> A6150 Other Writ /Judicial Review	2, 8
Provisionally Complex Litigation	<input type="checkbox"/> A6003 Antitrust/Trade Regulation	1, 2, 8
	<input type="checkbox"/> A6007 Construction Defect	1, 2, 3
	<input type="checkbox"/> A6006 Claims Involving Mass Tort	1, 2, 8
	<input type="checkbox"/> A6035 Securities Litigation Case	1, 2, 8
	<input type="checkbox"/> A6036 Toxic Tort/Environmental	1, 2, 3, 8
	<input type="checkbox"/> A6014 Insurance Coverage/Subrogation (complex case only)	1, 2, 5, 8
Enforcement of Judgment	<input type="checkbox"/> A6141 Sister State Judgment	2, 5, 11
	<input type="checkbox"/> A6160 Abstract of Judgment	2, 6
	<input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations)	2, 9
	<input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes)	2, 8
	<input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax	2, 8
	<input type="checkbox"/> A6112 Other Enforcement of Judgment Case	2, 8, 9
Miscellaneous Civil Complaints	<input type="checkbox"/> A6033 Racketeering (RICO) Case	1, 2, 8
	<input type="checkbox"/> A6030 Declaratory Relief Only	1, 2, 8
	<input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment)	2, 8
	<input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex)	1, 2, 8
Miscellaneous Civil Petitions	<input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)	1, 2, 8
	<input type="checkbox"/> A6113 Partnership and Corporate Governance Case	2, 8
	<input type="checkbox"/> A6121 Civil Harassment	2, 3, 9
	<input type="checkbox"/> A6123 Workplace Harassment	2, 3, 9
	<input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case	2, 3, 9
	<input type="checkbox"/> A6190 Election Contest	2
	<input type="checkbox"/> A6110 Petition for Change of Name/Change of Gender	2, 7
	<input type="checkbox"/> A6170 Petition for Relief from Late Claim Law	2, 3, 8
	<input type="checkbox"/> A6100 Other Civil Petition	2, 9

SHORT TITLE: JANE DOE v. THE WEINSTEIN COMPANY LLC; THE
WEINSTEIN COMPANY HOLDINGS LLC; and HARVEY WEINSTEIN

CASE NUMBER

Step 4: Statement of Reason and Address: Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected. Enter the address which is the basis for the filing location, including zip code. (No address required for class action cases).

REASON: <input type="checkbox"/> 1. <input type="checkbox"/> 2. <input checked="" type="checkbox"/> 3. <input type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/> 6. <input type="checkbox"/> 7. <input type="checkbox"/> 8. <input type="checkbox"/> 9. <input type="checkbox"/> 10. <input type="checkbox"/> 11.			ADDRESS: 225 N. Canon Drive		
CITY: Beverly Hills		STATE: CA	ZIP CODE: 90210		

Step 5: Certification of Assignment: I certify that this case is properly filed in the CENTRAL District of the Superior Court of California, County of Los Angeles [Code Civ. Proc., §392 et seq., and Local Rule 2.3(a)(1)(E)].

Dated: NOVEMBER 14, 2017

Gloria Allred

(SIGNATURE OF ATTORNEY/FILING PARTY)

GLORIA ALLRED, ESQ.

PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet, Judicial Council form CM-010.
4. Civil Case Cover Sheet Addendum and Statement of Location form, LACIV 109, LASC Approved 03-04 (Rev. 02/16).
5. Payment in full of the filing fee, unless there is court order for waiver, partial or scheduled payments.
6. A signed order appointing the Guardian ad Litem, Judicial Council form CIV-010, if the plaintiff or petitioner is a minor under 18 years of age will be required by Court in order to issue a summons.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.

NOTICE SENT TO:

Allred, Gloria, Esq.
 Allred, Maroko & Goldberg
 6300 Wilshire Blvd., Suite 1500
 Los Angeles CA 90048-5217

FILED
 Superior Court of California
 County of Los Angeles

NOV 20 2017

Sherri R. Carter, Executive Officer/Clerk
 By A.C. Just Deputy
 Senorita C. Jusi

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

JANE DOE

Plaintiff(s).

VS.

THE WEINSTEIN COMPANY LLC ET AL

Defendant(s).

CASE NUMBER

BC683411

**NOTICE OF CASE
MANAGEMENT CONFERENCE**

TO THE PLAINTIFF(S)/ATTORNEY(S) FOR PLAINTIFF(S) OF RECORD:

You are ordered to serve this notice of hearing on all parties/attorneys of record forthwith, and meet and confer with all parties/attorneys of record about the matters to be discussed no later than 30 days before the Case Management Conference.

Your Case Management Conference has been scheduled for March 14, 2018 at 8:30 am in Dept. 78
 at 111 North Hill Street, Los Angeles, California 90012.

NOTICE TO DEFENDANT: THE SETTING OF THE CASE MANAGEMENT CONFERENCE DOES NOT EXEMPT THE DEFENDANT FROM FILING A RESPONSIVE PLEADING AS REQUIRED BY LAW.

Pursuant to California Rules of Court, rules 3.720-3.730, a completed Case Management Statement (Judicial Council form # CM-110) must be filed at least **15 calendar days** prior to the Case Management Conference. The Case Management Statement may be filed jointly by all parties/attorneys of record or individually by each party/attorney of record. You must be familiar with the case and be fully prepared to participate effectively in the Case Management Conference.

At the Case Management Conference, the Court may make pretrial orders including the following, but not limited to, an order establishing a discovery schedule; an order referring the case to Alternative Dispute Resolution (ADR); an order reclassifying the case; an order setting subsequent conference and the trial date; or other orders to achieve the goals of the Trial Court Delay Reduction Act (Gov. Code, section 68600 et seq.)

Notice is hereby given that if you do not file the Case Management Statement or appear and effectively participate at the Case Management Conference, the Court may impose sanctions pursuant to LASC Local Rule 3.37, Code of Civil Procedure sections 177.5, 575.2, 583.150, 583.360 and 583.410, Government Code Section 68608 (b), and California Rules of Court 2.2 et seq.

Date: November 20, 2017

CERTIFICATE OF SERVICE

I, the below named Executive Officer/Clerk of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served the Notice of Case Management Conference upon each party or counsel named above:

☒ by depositing in the United States mail at the courthouse in Los Angeles, California, one copy of the original filed herein in a separate sealed envelope to each address as shown above with postage thereon fully prepaid.

☐ by personally giving the party notice upon filing the complaint.

Date: November 20, 2017

Sherri R. Carter, Executive Officer/Clerk

by A.C. Just, Deputy Clerk

LACIV 132 (Rev. 07/13)
 LASC Approved 10-03

Cal. Rules of Court, rule 3.720-3.730
 LASC Local Rules, Chapter Three

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, number, and address) GLORIA ALLRED SBN: 65033 ALLRED MAROKO & GOLDBERG 6300 WILSHIRE BOULEVARD, SUITE 1500 LOS ANGELES, CA 90048 TELEPHONE NO.: (323) 653-6530 FAX NO. (323) 653-1660 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Plaintiff: Jane Doe		FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles NOV 29 2017 Sheri R. Carter, Executive Officer/Clerk By <u>Jenny Chea</u> Deputy
LOS ANGELES SUPERIOR COURT STREET ADDRESS: 111 N. HILL STREET MAILING ADDRESS: CITY AND ZIP CODE: LOS ANGELES, CA 90012 BRANCH NAME: CENTRAL DISTRICT		CASE NUMBER: BC 683 411 <u>078</u>
PLAINTIFF/PETITIONER: JANE DOE, an individual DEFENDANT/RESPONDENT: THE WEINSTEIN COMPANY LLC, a Corp., et al.		Ref. No. or File No.:
PROOF OF SERVICE OF SUMMONS		

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of:
 - a. ☒ Summons
 - b. ☒ Complaint
 - c. ☐ Alternative Dispute Resolution (ADR) package
 - d. ☒ Civil Case Cover Sheet
 - e. ☐ Cross-complaint
 - f. ☒ other (specify documents): CIVIL CASE COVER SHEET ADDENDUM AND STATEMENT OF LOCATION; ALTERNATIVE DISPUTE RESOLUTION (ADR) INFORMATION PACKET; NOTICE OF CASE ASSIGNMENT - UNLIMITED CIVIL CASE (NON-CLASS ACTION); VOLUNTARY EFFICIENT LITIGATION STIPULATIONS
3. a. Party served (specify name of party as shown on documents served):
THE WEINSTEIN COMPANY HOLDINGS LLC, a Corp.
 - b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) (specify name and relationship to the party named in item 3a):
Corporation Service Company, Agent for Service of Process - by handing to Lynanne Gares, clerk, authorized to accept
4. Address where the party was served: **251 Little Falls Drive**
Wilmington, DE 19808
5. I served the party (check proper box)
 - a. ☒ **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **11/17/2017** (2) at (time): **04:15 pm**
 - b. ☐ **by substituted service.** On (date): at (time): I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3b):
 - (1) ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
 - (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
 - (3) ☐ (physical address unknown) a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
 - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., §415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
 - (5) ☐ I attach a **declaration of diligence** stating actions taken first to attempt personal service.

BY FAX

ORIGINAL

PETITIONER: JANE DOE, an Individual

CASE NUMBER:

BC 683-411

RESPONDENT: THE WEINSTEIN COMPANY LLC, a Corp.; et al.

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,

(1) on (date):

(2) from (city):

(3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30.)

(4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)

- d. ☐ by other means (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☐ as an individual defendant.
 b. ☐ as the person sued under the fictitious name of (specify):
 c. ☐ as occupant.
 d. ☒ On behalf of (specify): **THE WEINSTEIN COMPANY HOLDINGS LLC, a Corp.**
 under the following Code of Civil Procedure section:

- | | |
|---|---|
| <input checked="" type="checkbox"/> 416.10 (corporation) | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation) | <input type="checkbox"/> 416.60 (minor) |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee) |
| <input type="checkbox"/> 416.40 (association or partnership) | <input type="checkbox"/> 416.90 (authorized person) |
| <input type="checkbox"/> 416.50 (public entity) | <input type="checkbox"/> 415.46 (occupant) |
| | <input type="checkbox"/> other: |

7. Person who served papers

- a. Name: **KEVIN DUNN C/O ASAP Legal, LLC**
 b. Address: **1607 James M. Wood Blvd. Los Angeles, CA 90015**
 c. Telephone number: **(213) 252-2000**
 d. The fee for service was:
 e. I am:



- (1) ☒ not a registered California process server.
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
 (3) ☐ registered California process server:
 (i) ☐ owner ☐ employee ☐ independent contractor.
 (ii) Registration No.:
 (iii) County:

8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

or

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 11/21/2017

ASAP Legal, LLC
1607 James M. Wood Blvd.
Los Angeles, CA 90015
(213) 252-2000
www.legalsolutionasap.com

KEVIN DUNN

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

(SIGNATURE)

ATTORNEY OR PARTY WITH CONTACT INFORMATION (Name, State Bar Number, and address) GLORIA ALLRED SBN: 65033 ALLRED MAROKO & GOLDBERG 6300 WILSHIRE BOULEVARD, SUITE 1500 LOS ANGELES, CA 90048 TELEPHONE NO.: (323) 653-6530 FAX NO. (323) 653-1660 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Plaintiff: Jane Doe		FILED Superior Court of California County of Los Angeles NOV 29 2017 Sherri R. Carter, Executive Officer/Clerk By <u>Jenny Chea</u> Deputy
LOS ANGELES SUPERIOR COURT STREET ADDRESS: 111 N. HILL STREET MAILING ADDRESS: CITY AND ZIP CODE: LOS ANGELES, CA 90012 BRANCH NAME: CENTRAL DISTRICT		CASE NUMBER: BC 683 411 D78
PLAINTIFF/PETITIONER: JANE DOE, an individual DEFENDANT/RESPONDENT: THE WEINSTEIN COMPANY LLC, a Corp.; et al.		Ref. No. or File No.:
PROOF OF SERVICE OF SUMMONS		

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of:
 - a. ☒ Summons
 - b. ☒ Complaint
 - c. ☐ Alternative Dispute Resolution (ADR) package
 - d. ☒ Civil Case Cover Sheet
 - e. ☐ Cross-complaint
 - f. ☒ other (specify documents): **CIVIL CASE COVER SHEET ADDENDUM AND STATEMENT OF LOCATION; ALTERNATIVE DISPUTE RESOLUTION (ADR) INFORMATION PACKET; NOTICE OF CASE ASSIGNMENT - UNLIMITED CIVIL CASE (NON-CLASS ACTION); VOLUNTARY EFFICIENT LITIGATION STIPULATIONS**
3. a. Party served (specify name of party as shown on documents served):
THE WEINSTEIN COMPANY LLC, a Corp.
- b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) (specify name and relationship to the party named in item 3a):
Robert Peck - Agent for Service of Process
4. Address where the party was served: **9100 Wilshire Blvd., # Suite 700W**
Beverly Hills, CA 90212
5. I served the party (check proper box)
 - a. ☐ **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): (2) at (time):
 - b. ☒ **by substituted service.** On (date): **11/17/2017** at (time): **12:35 pm** I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3b):
Max Gonzalez - Staff member, authorized to accept
Age: 35-45 years Weight: 170 lbs. Hair: brown Sex: Male Height: 5'7" Eyes: Race: Hispanic
- (1) ☒ **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
- (2) ☐ **(home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
- (3) ☐ **(physical address unknown)** a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
- (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., §415.20). I mailed the documents on (date): from (city): or ☒ a declaration of mailing is attached.
- (5) ☐ I attach a **declaration of diligence** stating actions taken first to attempt personal service.

ORIGINAL

RESPONDENT: THE WEINSTEIN COMPANY LLC, a Corp.; et al.

BC 683 411

c. ☐ **by mail and acknowledgment of receipt of service.** I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,

(1) on (date):

(2) from (city):

(3) ☐ with two copies of the *Notice and Acknowledgment of Receipt* and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgement of Receipt.) (Code Civ. Proc., § 415.30.)

(4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)

d. ☐ **by other means** (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

a. ☐ as an individual defendant.

b. ☐ as the person sued under the fictitious name of (specify):

c. ☐ as occupant.

d. ☒ On behalf of (specify): **THE WEINSTEIN COMPANY LLC, a Corp.**

under the following Code of Civil Procedure section:

☒ 416.10 (corporation)

☐ 416.20 (defunct corporation)

☐ 416.30 (joint stock company/association)

☐ 416.40 (association or partnership)

☐ 416.50 (public entity)

☐ 415.95 (business organization, form unknown)

☐ 416.60 (minor)

☐ 416.70 (ward or conservatee)

☐ 416.90 (authorized person)

☐ 415.46 (occupant)

☐ other:

7. Person who served papers

a. Name: **Ricardo Paz C/O ASAP Legal, LLC**

b. Address: **1607 James M. Wood Blvd. Los Angeles, CA 90015**

c. Telephone number: **(213) 252-2000**

d. **The fee** for service was:

e. I am:

(1) ☐ not a registered California process server.

(2) ☐ exempt from registration under Business and Professions Code section 22350(b).

(3) ☒ registered California process server:

(i) ☐ owner

☐ employee

☒ independent contractor.

(ii) Registration No.: **3267**

(iii) County: **Los Angeles**

8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

or

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: **11/22/2017**

ASAP Legal, LLC

1607 James M. Wood Blvd.

Los Angeles, CA 90015

(213) 252-2000

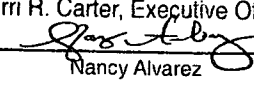
www.legalsolutionasap.com



Ricardo Paz

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

(SIGNATURE)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): GLORIA ALLRED, ESQ.; SBN: 65033 NATHAN GOLDBERG, ESQ.; SBN: 62192 ALLRED, MAROKO & GOLDBERG 6300 WILSHIRE BOULEVARD, SUITE 1500 LOS ANGELES, CA 90048 TELEPHONE NO.: 323-653-6530 FAX NO. (Optional): 323-653-1660 E-MAIL ADDRESS (Optional): ccheung@amglaw.com ATTORNEY FOR (Name): JANE DOE	FOR COURT USE ONLY <div style="font-size: 1.2em; font-weight: bold; margin: 10px 0;">FILED</div> Superior Court of California County of Los Angeles <div style="font-size: 1.2em; font-weight: bold; margin: 10px 0;">JAN 16 2018</div> Sherri R. Carter, Executive Officer/Clerk By  Deputy Nancy Alvarez
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. HILL STREET MAILING ADDRESS: SAME AS ABOVE CITY AND ZIP CODE: LOS ANGELES, CA 90012 BRANCH NAME: STANLEY MOSK COURTHOUSE	
PLAINTIFF/PETITIONER: JANE DOE DEFENDANT/RESPONDENT: THE WEINSTEIN COMPANY LLC; THE WEINSTEIN COMPANY HOLDINGS LLC, and HARVEY WEINSTEIN	
NOTICE AND ACKNOWLEDGMENT OF RECEIPT—CIVIL	CASE NUMBER: BC683411 78

TO (insert name of party being served): Phyllis Kupferstein, Esq. on behalf of Defendant, Harvey Weinstein

NOTICE

The summons and other documents identified below are being served pursuant to section 415.30 of the California Code of Civil Procedure. Your failure to complete this form and return it within 20 days from the date of mailing shown below may subject you (or the party on whose behalf you are being served) to liability for the payment of any expenses incurred in serving a summons on you in any other manner permitted by law.

If you are being served on behalf of a corporation, an unincorporated association (including a partnership), or other entity, this form must be signed by you in the name of such entity or by a person authorized to receive service of process on behalf of such entity. In all other cases, this form must be signed by you personally or by a person authorized by you to acknowledge receipt of summons. If you return this form to the sender, service of a summons is deemed complete on the day you sign the acknowledgment of receipt below.

Date of mailing: January 9, 2018

Christina Cheung, Esq.

(TYPE OR PRINT NAME)

▶ 
 (SIGNATURE OF SENDER—MUST NOT BE A PARTY IN THIS CASE)

ACKNOWLEDGMENT OF RECEIPT

This acknowledges receipt of (to be completed by sender before mailing):

1. ☒ A copy of the summons and of the complaint.
2. ☒ Other: (specify): 1. Civil Case Cover Sheet; 2. Civil Case Cover Sheet Addendum and Statement of Location; 3. Notice of Case Assignment-Unlimited Civil Case; 4. Voluntary Efficient Litigation Stipulations; 5. Alternative Dispute Resolution (ADR) Information Packet; 6. Notice of Case Management Conference; and 7. First Amended Complaint for Damages.

(To be completed by recipient):

Date this form is signed: 1/12/2018

Phyllis Kupferstein

(TYPE OR PRINT YOUR NAME AND NAME OF ENTITY, IF ANY,
ON WHOSE BEHALF THIS FORM IS SIGNED)

▶ 
 (SIGNATURE OF PERSON ACKNOWLEDGING RECEIPT, WITH TITLE IF
ACKNOWLEDGMENT IS MADE ON BEHALF OF ANOTHER PERSON OR ENTITY)

PROOF OF SERVICE

STATE OF CALIFORNIA COUNTY OF LOS ANGELES

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is 6300 Wilshire Boulevard, Suite 1500, Los Angeles, California 90048. On **January 16, 2018**, I served the within document: **NOTICE AND ACKNOWLEDGMENT OF RECEIPT-CIVIL** on the interested parties:

Attorneys for Defendant,
HARVEY WEINSTEIN

Phyllis Kupferstein, Esq.
Kupferstein Manuel LLP
865 South Figueroa Street, Suite 3338
Los Angeles, California 90017
213-988-7531 main
213-988-7528 direct
213-988-7532 fax
Email: pk@kupfersteinmanuel.com

☐ **(By Facsimile):** I caused the above-referenced document(s) to be transmitted by facsimile machine to the person(s) at the address(es) set forth below

☒ **(By Mail):** As Follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

☐ **Courtesy Copy by Email:** pk@kupfersteinmanuel.com

☐ **(By Overnight Courier):** I caused the above-referenced document(s) to be delivered by an overnight courier service to the person(s) at the address(es) set forth below.

☐ **(By Personal Service):** I caused the above-referenced document(s) to be personally delivered by hand to the person(s) at the address(es) set forth below.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on **January 16, 2018**, at Los Angeles, California.



Josie Peña

SEYFARTH SHAW LLP
 Gerald L. Maatman, Jr. (*pro hac vice pending*)
 E-mail: gmaatman@seyfarth.com
 233 South Wacker Drive, Suite 8000
 Chicago, Illinois 60606-6448
 Telephone: (312) 460-5000
 Facsimile: (312) 460-7000

SEYFARTH SHAW LLP
 Laura Wilson Shelby (SBN 151870)
 E-mail: lshelby@seyfarth.com
 Kristen M. Peters (SBN 252296)
 E-mail: kmpeters@seyfarth.com
 2029 Century Park East, Suite 3500
 Los Angeles, California 90067-3021
 Telephone: (310) 277-7200
 Facsimile: (310) 201-5219

Attorneys for Defendants
 THE WEINSTEIN COMPANY, LLC, a Corp., THE
 WEINSTEIN COMPANY HOLDINGS LLC., a Corp.

FILED
 Superior Court of California
 County of Los Angeles

FEB 01 2018

Sherri R. Carjer, Executive Officer/Clerk of Court
 By Glortetta Robinson, Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA
 FOR THE COUNTY OF LOS ANGELES

JANE DOE, an Individual,
 Plaintiff,

v.

THE WEINSTEIN COMPANY LLC, a Corp.;
 THE WEINSTEIN COMPANY HOLDINGS
 LLC, a Corp.; HARVEY WEINSTEIN, an
 individual; and DOES 1 through 25, inclusive,

Defendants.

Case No. BC683411

Assigned to the Honorable Gail Ruderman Feuer;
 Dept. 78

**DEFENDANTS THE WEINSTEIN
 COMPANY, LLC and THE WEINSTEIN
 COMPANY HOLDINGS, LLC'S ANSWER
 TO PLAINTIFF'S UNVERIFIED FIRST
 AMENDED COMPLAINT**

Complaint Filed : November 14, 2017
 Trial Date : None

ORIGINAL

ORIGINAL

CIT/CASE: BC683411
LEA/DEF#:

RECEIPT #: CCH505376092

DATE PAID: 02/01/18 03:35 PM

PAYMENT: \$870.00 310

RECEIVED:

CHECK: \$870.00

CASH: \$0.00

CHANGE: \$0.00

CARD: \$0.00

Defendants The Weinstein Company, LLC and The Weinstein Company Holdings, LLC (“Defendants”), for themselves and no other entities or persons, hereby answer the unverified First Amended Complaint (“FAC”) of Plaintiff Jane Doe (“Plaintiff”) as follows:

GENERAL DENIAL

Pursuant to California Code of Civil Procedure Section 430.10(d) and (e), Defendants deny, generally and specifically, each and every purported cause of action contained in Plaintiff’s FAC. Defendants further deny, generally and specifically, that Plaintiff has been damaged in any amount, or at all, by reason of any alleged acts or omissions of Defendants, and/or of its respective employees, agents, representatives, directors, officers, or any other person acting on its behalf. Defendants further deny, generally and specifically, that Plaintiff is entitled to any legal, injunctive or equitable relief within the jurisdiction of this Court.

In further answer to the FAC, and as separate and distinct affirmative and other defenses, Defendants allege as follows, without thereby assuming the burden of proof on any defense on which they would not otherwise have the burden of proof by operation of law:¹

AFFIRMATIVE AND OTHER DEFENSES

FIRST AFFIRMATIVE DEFENSE

(Failure to State a Claim)

1. The FAC, and each purported cause of action contained therein, fails to state facts sufficient to constitute any cause of action and fails to state any claim upon which relief can be granted.

SECOND AFFIRMATIVE DEFENSE

(Statute of Limitations)

2. Plaintiff’s claims are barred, in whole or in part, by the applicable statute of limitations, including but not limited to, Code of Civil Procedure Section 335.1.

THIRD AFFIRMATIVE DEFENSE

(Scope of Authority)

3. Defendants cannot be held vicariously liable for the conduct alleged in Plaintiff’s FAC

¹ By including its affirmative and other defenses, Defendants do not accept that they have the burden of proof for any of the defenses herein, except as specifically required for affirmative defenses as provided by law.

1 because such conduct was outside the course and scope of employment of the individual(s) who
2 allegedly engaged in such conduct.

3 **FOURTH AFFIRMATIVE DEFENSE**

4 (No Foreseeability of Harm)

5 4. Plaintiff's Fifth and Sixth Causes of Action for Negligence and Negligent Retention or
6 Supervision are barred because Defendants did not know, and could not have known, of the alleged
7 undue risk of harm as alleged in the FAC.

8 **FIFTH AFFIRMATIVE DEFENSE**

9 (Good Faith)

10 5. Any and all conduct of which Plaintiff complains or which is attributed to Defendants
11 was a just and proper exercise of management discretion, at all times privileged and justified, and
12 undertaken for fair and honest reasons, in good faith and without malice.

13 **SIXTH AFFIRMATIVE DEFENSE**

14 (Unauthorized Conduct)

15 6. Any conduct alleged by the individual(s) who allegedly engaged in such conduct
16 occurred outside the scope of employment or agency and without the consent of Defendants.
17 Defendants did not authorize, condone, ratify, or tolerate any conduct that would constitute sexual
18 battery, battery, or assault, as alleged in the FAC, but instead prohibited such acts, and such conduct
19 may not be attributed to Defendants through principles of agency, *respondeat superior*, or otherwise
20 because, in the employment context, there is no duty to third parties for nefarious acts by employee
21 tortfeasors that occur outside of the scope of employment.

22 **SEVENTH AFFIRMATIVE DEFENSE**

23 (Standing)

24 7. Plaintiff has no standing to bring this action or any action alleged against Defendants.

25 **EIGHTH AFFIRMATIVE DEFENSE**

26 (Unclean Hands)

27 8. Plaintiff is barred by the equitable doctrine of unclean hands from asserting any of the
28 alleged causes of action against Defendants.

NINTH AFFIRMATVE DEFENSE

(Laches)

9. Plaintiff is barred by the equitable doctrine of laches from asserting any of the allèged causes of action against Defendants.

TENTH AFFIRMATVE DEFENSE

(Waiver)

10. Plaintiff is barred by the equitable doctrine of waiver from asserting any of the alleged causes of action against Defendants.

ELEVENTH AFFIRMATVE DEFENSE

(Estoppel)

11. Plaintiff is, by her own conduct, estopped from asserting any cause of action against Defendants.

TWELFTH AFFIRMATVE DEFENSE

(Failure to Mitigate)

12. Plaintiff has not acted reasonably to protect herself or to mitigate any damages which she alleges she may have sustained.

THIRTEENTH AFFIRMATVE DEFENSE

(Offset)

13. To the extent Plaintiff has received other benefits and/or awards attributable to an injury for which she seeks compensation in this case, such benefits and/or awards should offset, in whole or in part, any award she receives for the same injury.

FOURTEENTH AFFIRMATVE DEFENSE

(Ratification)

14. Plaintiff's FAC, and each and every cause of action alleged therein, is barred in whole or in part to the extent that any conduct by Defendants was ratified, consented to, and/or acquiesced by Plaintiff.

FIFTEENTH AFFIRMATIVE DEFENSE

(Collateral Estoppel)

15. One or more of Plaintiff's causes of action is barred by the doctrine of collateral estoppel.

SIXTEENTH AFFIRMATIVE DEFENSE

(Avoidable Consequences)

16. Defendants allege that each and every purported cause of action set forth in Plaintiff's FAC is barred, and Plaintiff may not recover damages due to the failure of Plaintiff to take actions to avoid the injuries and damages, if any, alleged in the FAC.

SEVENTEENTH AFFIRMATIVE DEFENSE

(Acts of Third Parties)

17. The damages sustained by Plaintiff, if any, were proximately caused, in whole or in part, by the negligent, intentional and/or intervening conduct of persons or entities other than Defendants, for which Defendants are not liable or responsible.

EIGHTEENTH AFFIRMATIVE DEFENSE

(Plaintiff's Own Active Negligence)

18. Plaintiff's claims as alleged in her FAC are barred because she was actively negligent with respect to all the acts and omissions alleged in the FAC.

NINETEENTH AFFIRMATIVE DEFENSE

(Comparative Negligence)

19. Any damage Plaintiff may have sustained was caused in whole or in part, or was substantially contributed to, by the culpable conduct and want of care on the part of Plaintiff, and Defendants will seek apportionment of responsibility for all injuries, damages, or loss, if any, allocable to Plaintiff's comparative negligence and fault.

TWENTIETH AFFIRMATIVE DEFENSE

(Voluntary Assumption of Risk)

20. Plaintiff voluntarily assumed the risk of any and all conditions and damages they have alleged in the FAC.

TWENTY-FIRST AFFIRMATIVE DEFENSE

(Cause in Fact/Legal Cause)

21. Plaintiff cannot prove any facts showing that Defendants' conduct was the cause in fact and/or legal cause of the alleged assault.

TWENTY-SECOND AFFIRMATIVE DEFENSE

(Comparative Fault)

22. In the event that Defendants are held responsible for any of the alleged harm as pled in the FAC and any affirmative relief is granted against Defendants, then Defendants' liability should be proportionate to their contribution to the alleged harm or endangerment, taking into account the contribution of Defendants and/or other persons who were responsible for or who otherwise contributed to the alleged harm or endangerment.

TWENTY-THIRD AFFIRMATIVE DEFENSE

(Superseding Cause)

23. The acts or omissions of persons other than Defendants were intervening or superseding causes of the injuries, costs and damages allegedly incurred by Plaintiff.

TWENTY-FOURTH AFFIRMATIVE DEFENSE

(Compliance with Law)

24. At all relevant times herein, the conduct of Defendants alleged in the FAC conformed to all applicable statutes, government regulations and industry standards applicable thereto.

TWENTY-FIFTH AFFIRMATIVE DEFENSE

(Standard of Care)

25. At all relevant times, Defendants acted with due care and otherwise conducted themselves as reasonable people under the circumstances.

TWENTY-SIXTH AFFIRMATIVE DEFENSE

(No Punitive Damages)

26. Plaintiff's FAC fails to state facts sufficient to constitute a claim for punitive damages against Defendants pursuant to California Civil Code section 3294. Plaintiff's allegations are

1 conclusory, in that they fail to allege sufficient facts to put Defendants on notice of what particular
 2 activities of Defendants were conducted with the intention to injure Plaintiff.

3 **TWENTY-SEVENTH AFFIRMATIVE DEFENSE**

4 (No Punitive Damages)

5 27. Plaintiff's claim for punitive damages against Defendants cannot be sustained because
 6 California law does not provide adequate safeguards to prevent excessive awards of such damages in
 7 violation of the California and United States Constitutions.

8 **TWENTY-EIGHTH AFFIRMATIVE DEFENSE**

9 (Right to Raise Additional Defenses and Amend this Answer)

10 28. Plaintiff has not set out her claims with sufficient particularity to permit Defendants to
 11 raise all appropriate defenses. Defendants have not knowingly or intentionally waived any applicable
 12 defenses, but Defendants reserve the right to assert and to rely upon additional defenses not stated here,
 13 including such other defenses as may become available or apparent. Defendants further reserve the right
 14 to file an Amended Answer to the FAC, as more facts or legal theories become applicable by means of
 15 subsequent disclosures, discovery, procedural issues, or modification of existing statutes and defenses.

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DEFENDANTS' PRAYER FOR RELIEF (ANSWER)

THEREFORE, Defendants request:

1. That the FAC, and each purported cause of action contained therein, be dismissed, with prejudice, and that judgment be entered for Defendants;
2. That Plaintiff take nothing;
3. That Defendants be awarded its attorneys' fees and costs of suit herein; and
4. That Defendants be awarded such other and further relief as the Court may deem just and proper.

DATED: February 1, 2018

SEYFARTH SHAW LLP

By: 

Laura Wilson Shelby
Attorneys for Defendant
THE WEINSTEIN COMPANY, LLC, a Corp.,
THE WEINSTEIN COMPANY HOLDINGS LLC.,
a Corp.

PROOF OF SERVICE

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is 2029 Century Park East, Suite 3500, Los Angeles, California 90067-3021. On February 1, 2018, I served the within document(s):

DEFENDANTS THE WEINSTEIN COMPANY, LLC AND THE WEINSTEIN COMPANY HOLDINGS, LLC'S ANSWER TO PLAINTIFF'S UNVERIFIED FIRST AMENDED COMPLAINT

☐ I sent such document from facsimile machines (310) 201-5219 on February 1, 2018. I certify that said transmission was completed and that all pages were received and that a report was generated by said facsimile machine which confirms said transmission and receipt. I, thereafter, mailed a copy to the interested party(ies) in this action by placing a true copy thereof enclosed in sealed envelope(s) addressed to the parties listed below.

☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California, addressed as set forth below.

☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

☐ by placing the document(s) listed above in a sealed envelope or package provided by an overnight delivery carrier with postage paid on account and deposited for collection with the overnight carrier at Los Angeles, California, addressed as set forth below.

☐ by transmitting the document(s) listed above, electronically, via the e-mail addresses set forth below.

☐ electronically by using the Court's ECF/CM System.

Gloria Allred
Nathan Goldberg
Christina Cheung
ALLRED MAROKO & GOLDBERG
6300 Wilshire Blvd., Suite 1500
Los Angeles, California 90048

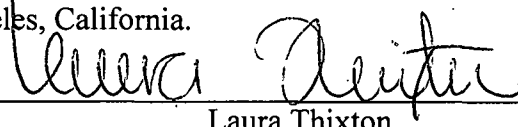
Attorneys for Plaintiff JANE DOE

Tel. (323) 653-6530; Fax (323) 653-1660

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

1 I declare under penalty of perjury under the laws of the State of California that the above is true
2 and correct.

3 Executed on February 1, 2018, at Los Angeles, California.

4 
Laura Thixton

ORIGINAL

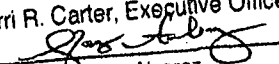
SEYFARTH SHAW LLP
 Gerald L. Maatman, Jr. (*pro hac vice pending*)
 E-mail: gmaatman@seyfarth.com
 233 South Wacker Drive, Suite 8000
 Chicago, Illinois 60606-6448
 Telephone: (312) 460-5000
 Facsimile: (312) 460-7000

SEYFARTH SHAW LLP
 Laura Wilson Shelby (SBN 151870)
 E-mail: lshelby@seyfarth.com
 Kristen M. Peters (SBN 252296)
 E-mail: kmpeters@seyfarth.com
 2029 Century Park East, Suite 3500
 Los Angeles, California 90067-3021
 Telephone: (310) 277-7200
 Facsimile: (310) 201-5219

Attorneys for Defendant
 THE WEINSTEIN COMPANY, LLC, a Corp., THE
 WEINSTEIN COMPANY HOLDINGS LLC., a Corp.

FILED
 Superior Court of California
 County of Los Angeles

FEB - 9 2018

Sherri R. Carter, Executive Officer/Clerk
 By  Deputy
 Nancy Alvarez

SUPERIOR COURT OF THE STATE OF CALIFORNIA
 FOR THE COUNTY OF LOS ANGELES

BY FAX

JANE DOE, an Individual,

Plaintiff,

v.

THE WEINSTEIN COMPANY LLC, a Corp.;
 THE WEINSTEIN COMPANY HOLDINGS
 LLC, a Corp.; HARVEY WEINSTEIN, an
 individual; and DOES 1 through 25, inclusive,

Defendants.

Case No. BC683411

Assigned to the Honorable Gail Ruderman Feuer;
 Dept. 78

RESERVATION NO. 180207288032

**NOTICE OF APPLICATION AND
 VERIFIED APPLICATION OF
 DEFENDANTS THE WEINSTEIN
 COMPANY, LLC AND THE WEINSTEIN
 COMPANY HOLDINGS LLC FOR
 ADMISSION *PRO HAC VICE* OF GERALD
 L. MAATMAN**

[Declaration of Laura W. Shelby; and,
 [Proposed] Order Filed Concurrently Herewith]

Date : March 15, 2018
 Time : 8:30 a.m.
 Dept. : 78

Complaint Filed: November 14, 2017

NOTICE OF VERIFIED APPLICATION OF GERALD L. MAATMAN, JR. TO APPEAR *PRO HAC VICE*;
 DECLARATION OF LAURA W. SHELBY

**TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD AND THE STATE BAR
OF CALIFORNIA AT SAN FRANCISCO:**

PLEASE TAKE NOTICE that on March 15, 2018, in Department 78 of the Los Angeles Superior Court, located at 111 N. Hill Street, Los Angeles, California 90012, before the Honorable Gail Ruderman Feuer, Defendants The Weinstein Company, LLC and The Weinstein Company Holdings LLC ("Defendants") will, and hereby do, apply pursuant to Rule 9.40 of the California Rules of Court for an order authorizing Gerald I. Maatman, a member of the State Bar of Illinois, and admitted to practice before various federal courts throughout the United States, to appear before this Court *pro hac vice* in the above-entitled action.

DATED: February 8, 2018

SEYFARTH SHAW LLP

By: 

Gerald L. Maatman, Jr.
Laura Wilson Shelby
Kristen M. Peters

Attorneys for Defendant
THE WEINSTEIN COMPANY, LLC, a Corp.,
THE WEINSTEIN COMPANY HOLDINGS LLC.,
a Corp.

VERIFIED APPLICATION OF GERALD I. MAATMAN TO APPEAR *PRO HAC VICE*

1. I, Gerald L. Maatman, apply for admission to practice before this Court *pro hac vice*, in order to represent Defendants The Weinstein Company, LLC and The Weinstein Company Holdings LLC ("Defendants") in this action. In support of this application, I state the following:

2. My residence address is 775 Sumac Lane, Winnetka, Illinois 60093. My office address is 131 S. Dearborn Street, Suite 2400, Chicago, Illinois 60603 and my phone number is (312) 460-5000. I am not a resident of California, nor am I regularly engaged in the practice of law in California. I have been retained by Defendants to appear in this action.

3. I have been admitted to practice before all courts listed on the attached Exhibit 1.

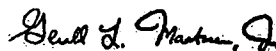
4. I am currently a member in good standing in such courts.

5. I have not been suspended or disbarred in any court.

6. I have applied as counsel *pro hac vice* in the following cases in California (1) *Rainoldo Gooding et al v. Vita-Mix Corporation et al.*, Case No. 16-CV-03898 (C.D. Cal.), granted by Judge Otis D. Wright on August 30, 2016; (2) *Haworth, et al. v. Vita-Mix Corp. and Kelly Services, Inc.*, Case No.: 3:17-cv-00461-CAB-BGS (S.D. Cal.), granted by Judge Cathy Ann Bencivengo on March 22, 2017.

7. Laura Shelby is counsel of record in this action and member in good standing of the California Bar. Her business address is 2029 Century Park East, Suite 3500, Los Angeles, California 90067. Her office phone number is (310) 277-7200.

DATED: February 8, 2018



Gerald L. Maatman, Jr

EXHIBIT 1

Title of Court	Date of Admission
Supreme Court of Illinois	11/05/1981
U.S. District Court for the Northern District of Illinois	12/17/1981
U.S. Court of Appeals, Seventh Circuit	05/07/1982
U.S. Supreme Court	12/03/1984
U.S. Court of Appeals, Second Circuit	08/29/1997
U.S. District Court for the Central District of Illinois	09/09/1999
U.S. District Court for the District of Colorado	07/10/2002
New York State Supreme Court, Appellate Division	08/23/2007
U.S. District Court for the Southern District of New York	03/18/2008
U.S. District Court for the Eastern District of New York	03/18/2008
U.S. Court of Appeals, Ninth Circuit	07/02/2008
U.S. District Court for the Western District of New York	09/29/2008
U.S. District Court for the Western District of Michigan	06/24/2009
U.S. Court of Appeals, Tenth Circuit	08/24/2009
U.S. Court of Appeals, Eleventh Circuit	09/08/2009
U.S. Court of Appeals for the First Circuit	04/20/2012
U.S. Court of Appeals for the Sixth Circuit	04/26/2013
U.S. District Court for the Western District of Tennessee	07/22/2013
U.S. District Court for the Southern District of Illinois	06/30/2015
U.S. District Court for the Southern District of Indiana	09/10/2015
U.S. District Court for the Southern District of Texas	10/27/2015
U.S. Court of Appeals for the Fifth Circuit	11/14/2016

PROOF OF SERVICE

STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

) ss

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is 2029 Century Park East, Suite 3500, Los Angeles, California 90067-3021. On February 8, 2018, I served the within document(s):

NOTICE OF APPLICATION AND VERIFIED APPLICATION OF DEFENDANTS THE WEINSTEIN COMPANY, LLC AND THE WEINSTEIN COMPANY HOLDINGS LLC FOR ADMISSION *PRO HAC VICE* OF GERALD L. MAATMAN

☐ I sent such document from facsimile machines (310) 201-5219 on _____, 2018. I certify that said transmission was completed and that all pages were received and that a report was generated by said facsimile machine which confirms said transmission and receipt. I, thereafter, mailed a copy to the interested party(ies) in this action by placing a true copy thereof enclosed in sealed envelope(s) addressed to the parties listed below.

☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California, addressed as set forth below.

☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

☐ by placing the document(s) listed above in a sealed envelope or package provided by an overnight delivery carrier with postage paid on account and deposited for collection with the overnight carrier at Los Angeles, California, addressed as set forth below.

☐ by transmitting the document(s) listed above, electronically, via the e-mail addresses set forth below.

☐ electronically by using the Court's ECF/CM System.

Gloria Allred
Nathan Goldberg
Christina Cheung

Attorneys for Plaintiff JANE DOE

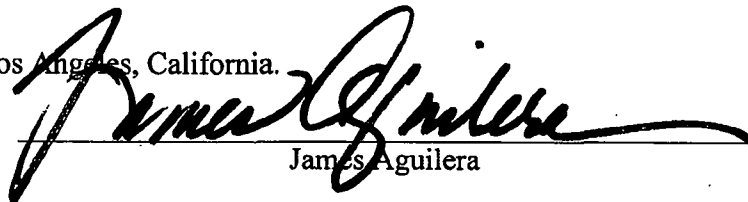
ALLRED MAROKO & GOLDBERG
6300 Wilshire Blvd., Suite 1500
Los Angeles, California 90048

Tel. (323) 653-6530
Fax (323) 653-1660

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

1 I declare under penalty of perjury under the laws of the State of California that the above is true
2 and correct.

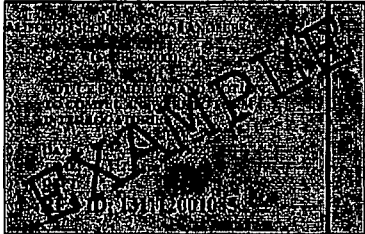
3 Executed on February 8, 2018, at Los Angeles, California.

4 
James Aguilera

Reservation Printout-BC683411-180207288032

Page 1 of 1

THIS IS YOUR CRS RECEIPT

INSTRUCTIONS
<p>Please print this receipt and attach it to the corresponding motion/document as the last page. Indicate the Reservation ID on the motion/document face page (see example). The document will not be accepted without this receipt page and the Reservation ID.</p>


RESERVATION INFORMATION

Reservation ID: 180207288032
Transaction Date: February 7, 2018
Case Number: BC683411
Case Title: JANE DOE VS THE WEINSTEIN COMPANY LLC ET AL
Party: WEINSTEIN HARVEY (Defendant/Respondent)
Courthouse: Stanley Mosk Courthouse
Department: 78
Reservation Type: Motion to be Admitted Pro Hac Vice
Date: 3/15/2018
Time: 08:30 am

FEE INFORMATION (Fees are non-refundable)

First Paper Fee: Party asserts first paper was previously paid.

Description	Fee
Motion to be Admitted Pro Hac Vice	\$500.00
Total Fees:	Receipt Number: 1180207K2387 \$500.00

PAYMENT INFORMATION

Name on Credit Card: Seyfarth Shaw LLP
Credit Card Number: XXXX-XXXX-XXXX-1893

03/15/2018

A COPY OF THIS RECEIPT MUST BE ATTACHED TO THE CORRESPONDING MOTION/DOCUMENT AS THE LAST PAGE AND THE RESERVATION ID INDICATED ON THE MOTION/DOCUMENT FACE PAGE.

ORIGINAL

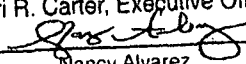
SEYFARTH SHAW LLP
 Gerald L. Maatman, Jr. (*pro hac vice pending*)
 E-mail: gmaatman@seyfarth.com
 233 South Wacker Drive, Suite 8000
 Chicago, Illinois 60606-6448
 Telephone: (312) 460-5000
 Facsimile: (312) 460-7000

SEYFARTH SHAW LLP
 Laura Wilson Shelby (SBN 151870)
 E-mail: lshelby@seyfarth.com
 Kristen M. Peters (SBN 252296)
 E-mail: kmpeters@seyfarth.com
 2029 Century Park East, Suite 3500
 Los Angeles, California 90067-3021
 Telephone: (310) 277-7200
 Facsimile: (310) 201-5219

Attorneys for Defendant
 THE WEINSTEIN COMPANY, LLC, a Corp., THE
 WEINSTEIN COMPANY HOLDINGS LLC., a Corp.

FILED
 Superior Court of California
 County of Los Angeles

FEB - 9 2018

Sherri R. Carter, Executive Officer/Clerk
 By  Deputy
 Nancy Alvarez

SUPERIOR COURT OF THE STATE OF CALIFORNIA
 FOR THE COUNTY OF LOS ANGELES

BY FAX

JANE DOE, an Individual,

 Plaintiff,

v.

THE WEINSTEIN COMPANY LLC, a Corp.;
 THE WEINSTEIN COMPANY HOLDINGS
 LLC, a Corp.; HARVEY WEINSTEIN, an
 individual; and DOES 1 through 25, inclusive,

 Defendants.

Case No. BC683411

Assigned to the Honorable Gail Ruderman Feuer;
 Dept. 78

RESERVATION NO. 180207288032

**DECLARATION OF LAURA W. SHELBY
 REGARDING PROOF OF PAYMENT IN
 SUPPORT OF GERALD L. MAATMAN FOR
 ADMISSION *PRO HAC VICE***

*[Notice of Hearing on Verified Application of
 Defendants for Admission Pro Hac Vice of
 Gerald I. Maatman; and, [Proposed] Order Filed
 Concurrently Herewith]*

Date : March 15, 2018
 Time : 8:30 a.m.
 Dept. : 78

Complaint Filed: November 14, 2017

DECLARATION OF LAURA W. SHELBY

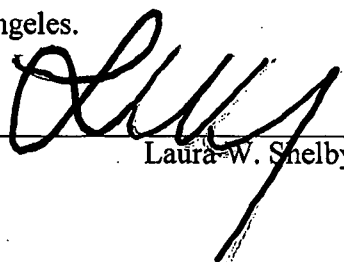
I, Laura W. Shelby, declare as follows:

1. I am an attorney duly licensed to practice law in the State of California and before this Court, and I am an attorney with the law firm of Seyfarth Shaw LLP ("Seyfarth Shaw"), which is counsel of record for Defendants The Weinstein Company, LLC and The Weinstein Company Holdings LLC ("Defendants") in the above-captioned action. I have knowledge of the facts set forth herein from a review of the documents and files, and from my own personal knowledge, and if called upon to testify, I could and would testify competently thereto in a court of law. I make this declaration in support of the application of Gerald I. Maatman for admission *pro hac vice*.

2. I caused to be filed with the Los Angeles County Superior Court a Notice of Application and Verified Application of Defendants for Admission *Pro Hac Vice* of Gerald I. Maatman. I caused a check for \$50 payable to the State Bar of California to be mailed to the *Pro Hac Vice* Program of the State Bar of California, 180 Howard Street, San Francisco, California 94105, in connection with the Verified Application. Attached hereto as Exhibit A is a true and correct copy of my correspondence to the State Bar of California enclosing the \$50.00 fee, dated February 8, 2018.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 8th Day of February 2018 at Los Angeles.



Laura W. Shelby

05/03/18

EXHIBIT “A”

02/14/2018

SEYFARTH SHAW

Seyfarth Shaw LLP

2029 Century Park East, Suite 3600

Los Angeles, California 90067-3021

(310) 277-7200

fax (310) 201-5219

www.seyfarth.com

Writer's direct phone
(310) 201-5203

Writer's e-mail
lshelby@seyfarth.com

February 8, 2018

State Bar of California
180 Howard Street
San Francisco, CA 94105-1639

Re: *Application to Appear as Counsel Pro Hac Vice*
Jane Doe v. The Weinstein Company, LLC; The Weinstein Company Holdings LLC
Los Angeles Superior Court Case No. BC683411

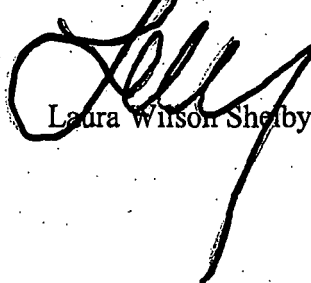
Dear Pro Hac Vice Admissions Department:

Enclosed is a copy of the Defendant's Application to allow Gerald I. Maatman to Appear as Counsel Pro Hac Vice in the above-referenced matter, along with a check in the amount of \$50.00 for the fee.

We appreciate your consideration. Please return a receipt for the fee in the self-addressed stamped envelope provided. Should you have any questions, please do not hesitate to contact me.

Very truly yours,

SEYFARTH SHAW LLP



Laura Wilson Shelby

LWS:bd
Enclosures

ATLANTA BOSTON CHICAGO HOUSTON LONDON LOS ANGELES MELBOURNE NEW YORK SACRAMENTO SAN FRANCISCO SHANGHAI SYDNEY WASHINGTON, D.C.

02/14/2018

44095749v.1



SEYFARTH SHAW LLP 233 SOUTH WACKER DRIVE CHICAGO, ILLINOIS 60606
Attorneys

CHECK NO. 503155

REF #	INVOICE NUMBER	DATE	INV AMT	INVOICE DESCRIPTION	AMOUNT PAID
20389502	20180202	01-30-18	50.00	J. Aguilera CRINV 050012681835	50.00

CHECK DATE

02/01/18

SEYFARTH SHAW

CHECK NO. 503155

2-50710

Bank of America
Chicago, IL 60661

233 South Wacker Drive Suite 8000 Chicago, IL 60606-6448

GENERAL ACCOUNT

CHECK AMOUNT

\$*****50.00

FIFTY AND 00/100 Dollars

PAY
TO THE
ORDER OF

THE STATE BAR OF CALIFORNIA

Seyfarth Shaw LLP

[Signature]

UNDER \$5000 ONE SIGNATURE

VOID AFTER 180 DAYS

503155 0710005051 5201743357

PROOF OF SERVICE

STATE OF CALIFORNIA)

COUNTY OF LOS ANGELES)

ss

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is 2029 Century Park East, Suite 3500, Los Angeles, California 90067-3021. On February 8, 2018, I served the within document(s):

**DECLARATION OF LAURA W. SHELBY REGARDING PROOF OF PAYMENT IN
SUPPORT OF GERALD L. MAATMAN FOR ADMISSION *PRO HAC VICE***

- ☐ I sent such document from facsimile machines (310) 201-5219 on _____, 2018. I certify that said transmission was completed and that all pages were received and that a report was generated by said facsimile machine which confirms said transmission and receipt. I, thereafter, mailed a copy to the interested party(ies) in this action by placing a true copy thereof enclosed in sealed envelope(s) addressed to the parties listed below.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California, addressed as set forth below.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ by placing the document(s) listed above in a sealed envelope or package provided by an overnight delivery carrier with postage paid on account and deposited for collection with the overnight carrier at Los Angeles, California, addressed as set forth below.
- ☐ by transmitting the document(s) listed above, electronically, via the e-mail addresses set forth below.
- ☐ electronically by using the Court's ECF/CM System.

Gloria Allred
Nathan Goldberg
Christina Cheung

Attorneys for Plaintiff JANE DOE

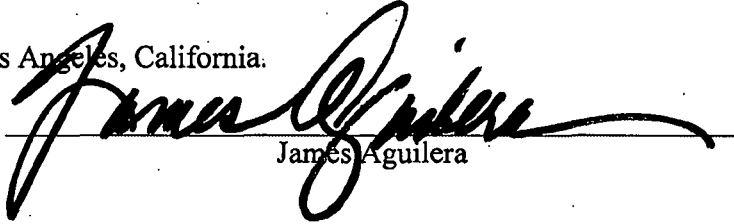
ALLRED MAROKO & GOLDBERG
6300 Wilshire Blvd., Suite 1500
Los Angeles, California 90048

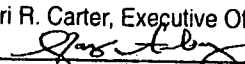
Tel. (323) 653-6530
Fax (323) 653-1660

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

1 I declare under penalty of perjury under the laws of the State of California that the above is true
2 and correct.

3 Executed on February 8, 2018, at Los Angeles, California.

4 
James Aguilera

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Phyllis Kupferstein, Esq. [SBN 105898] Kupferstein Manuel LLP 865 South Figueroa Street, Suite 3338, Los Angeles, CA 90017 TELEPHONE NO.: 213/988-7531 FAX NO. (Optional): 213/988-7532 E-MAIL ADDRESS (Optional): pk@kupfersteinmanuel.com ATTORNEY FOR (Name): Defendant Harvey Weinstein	FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles FEB 27 2018 Sherri R. Carter, Executive Officer/Clerk By  Deputy Nancy Alvarez
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: Central	
PLAINTIFF/PETITIONER: Jane Doe DEFENDANT/RESPONDENT: The Weinstein Company, LLC, et al.	
CASE MANAGEMENT STATEMENT (Check one): <input checked="" type="checkbox"/> UNLIMITED CASE (Amount demanded exceeds \$25,000) <input type="checkbox"/> LIMITED CASE (Amount demanded is \$25,000 or less)	CASE NUMBER: BC683411
A CASE MANAGEMENT CONFERENCE is scheduled as follows: Date: March 14, 2018 Time: 8:30 a.m. Dept.: 78 Div.: Room: Address of court (if different from the address above): <input type="checkbox"/> Notice of Intent to Appear by Telephone, by (name):	

INSTRUCTIONS: All applicable boxes must be checked, and the specified information must be provided.

1. **Party or parties (answer one):**
 - a. ☒ This statement is submitted by party (name): Defendant Harvey Weinstein
 - b. ☐ This statement is submitted jointly by parties (names):
2. **Complaint and cross-complaint (to be answered by plaintiffs and cross-complainants only)**
 - a. The complaint was filed on (date): November 14, 2017
 - b. ☐ The cross-complaint, if any, was filed on (date):
3. **Service (to be answered by plaintiffs and cross-complainants only)**
 - a. ☒ All parties named in the complaint and cross-complaint have been served, have appeared, or have been dismissed.
 - b. ☐ The following parties named in the complaint or cross-complaint
 - (1) ☐ have not been served (specify names and explain why not):
 - (2) ☐ have been served but have not appeared and have not been dismissed (specify names):
 - (3) ☐ have had a default entered against them (specify names):
 - c. ☐ The following additional parties may be added (specify names, nature of involvement in case, and date by which they may be served):
4. **Description of case**
 - a. Type of case in ☒ complaint ☐ cross-complaint (Describe, including causes of action):
 (1) Sexual Battery in violation of Cal. Civ. Code Section 1708.5; (2) Gender Violence in violation of Cal. Civ. Code Section 52.4; (3) Battery; (4) Assault; (5) Negligence; (6) Negligent Retention or Supervision



ORIGINAL

03/02/2018

PLAINTIFF/PETITIONER: Jane Doe	CASE NUMBER:
DEFENDANT/RESPONDENT: The Weinstein Company, LLC, et al.	BC683411

4. b. Provide a brief statement of the case, including any damages. *(If personal injury damages are sought, specify the injury and damages claimed, including medical expenses to date [indicate source and amount], estimated future medical expenses, lost earnings to date, and estimated future lost earnings. If equitable relief is sought, describe the nature of the relief.)*

Plaintiff alleges that Defendant Weinstein assaulted her and that he and the other defendants are responsible for the assaults. Plaintiff seeks general and compensatory damages, emotional distress damages, and attorney's fees and costs. Defendant Weinstein has filed a general denial with affirmative and other defenses.

☐ *(If more space is needed, check this box and attach a page designated as Attachment 4b.)*

5. **Jury or nonjury trial**

The party or parties request ☐ a jury trial ☐ a nonjury trial. *(If more than one party, provide the name of each party requesting a jury trial):*

6. **Trial date**

a. ☐ The trial has been set for (date):

b. ☒ No trial date has been set. This case will be ready for trial within 12 months of the date of the filing of the complaint *(if not, explain):*

c. Dates on which parties or attorneys will not be available for trial *(specify dates and explain reasons for unavailability):*

7. **Estimated length of trial**

The party or parties estimate that the trial will take *(check one):*

a. ☒ days *(specify number):* 7-10

b. ☐ hours *(short causes) (specify):*

8. **Trial representation (to be answered for each party)**

The party or parties will be represented at trial ☒ by the attorney or party listed in the caption ☐ by the following:

a. Attorney:

b. Firm:

c. Address:

d. Telephone number:

f. Fax number:

e. E-mail address:

g. Party represented:

☐ Additional representation is described in Attachment 8.

9. **Preference**

☐ This case is entitled to preference *(specify code section):*

10. **Alternative dispute resolution (ADR)**

a. **ADR information package.** Please note that different ADR processes are available in different courts and communities; read the ADR information package provided by the court under rule 3.221 for information about the processes available through the court and community programs in this case.

(1) For parties represented by counsel: Counsel ☒ has ☐ has not provided the ADR information package identified in rule 3.221 to the client and reviewed ADR options with the client.

(2) For self-represented parties: Party ☐ has ☐ has not reviewed the ADR information package identified in rule 3.221.

b. **Referral to judicial arbitration or civil action mediation (if available).**

(1) ☐ This matter is subject to mandatory judicial arbitration under Code of Civil Procedure section 1141.11 or to civil action mediation under Code of Civil Procedure section 1775.3 because the amount in controversy does not exceed the statutory limit.

(2) ☐ Plaintiff elects to refer this case to judicial arbitration and agrees to limit recovery to the amount specified in Code of Civil Procedure section 1141.11.

(3) ☐ This case is exempt from judicial arbitration under rule 3.811 of the California Rules of Court or from civil action mediation under Code of Civil Procedure section 1775 et seq. *(specify exemption):*

03/02/2018

PLAINTIFF/PETITIONER: Jane Doe	CASE NUMBER:
DEFENDANT/RESPONDENT: The Weinstein Company, LLC, et al.	BC683411

10. c. Indicate the ADR process or processes that the party or parties are willing to participate in, have agreed to participate in, or have already participated in (*check all that apply and provide the specified information*):

	The party or parties completing this form are willing to participate in the following ADR processes (<i>check all that apply</i>):	If the party or parties completing this form in the case have agreed to participate in or have already completed an ADR process or processes, indicate the status of the processes (<i>attach a copy of the parties' ADR stipulation</i>):
(1) Mediation	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Mediation session not yet scheduled <input type="checkbox"/> Mediation session scheduled for (date): <input type="checkbox"/> Agreed to complete mediation by (date): <input type="checkbox"/> Mediation completed on (date):
(2) Settlement conference	<input type="checkbox"/>	<input type="checkbox"/> Settlement conference not yet scheduled <input type="checkbox"/> Settlement conference scheduled for (date): <input type="checkbox"/> Agreed to complete settlement conference by (date): <input type="checkbox"/> Settlement conference completed on (date):
(3) Neutral evaluation	<input type="checkbox"/>	<input type="checkbox"/> Neutral evaluation not yet scheduled <input type="checkbox"/> Neutral evaluation scheduled for (date): <input type="checkbox"/> Agreed to complete neutral evaluation by (date): <input type="checkbox"/> Neutral evaluation completed on (date):
(4) Nonbinding judicial arbitration	<input type="checkbox"/>	<input type="checkbox"/> Judicial arbitration not yet scheduled <input type="checkbox"/> Judicial arbitration scheduled for (date): <input type="checkbox"/> Agreed to complete judicial arbitration by (date): <input type="checkbox"/> Judicial arbitration completed on (date):
(5) Binding private arbitration	<input type="checkbox"/>	<input type="checkbox"/> Private arbitration not yet scheduled <input type="checkbox"/> Private arbitration scheduled for (date): <input type="checkbox"/> Agreed to complete private arbitration by (date): <input type="checkbox"/> Private arbitration completed on (date):
(6) Other (<i>specify</i>):	<input type="checkbox"/>	<input type="checkbox"/> ADR session not yet scheduled <input type="checkbox"/> ADR session scheduled for (date): <input type="checkbox"/> Agreed to complete ADR session by (date): <input type="checkbox"/> ADR completed on (date):

PLAINTIFF/PETITIONER: Jane Doe	CASE NUMBER:
DEFENDANT/RESPONDENT: The Weinstein Company, LLC, et al.	BC683411

11. Insurance

- a. ☐ Insurance carrier, if any, for party filing this statement (*name*):
- b. Reservation of rights: ☐ Yes ☐ No
- c. ☐ Coverage issues will significantly affect resolution of this case (*explain*):

12. Jurisdiction

Indicate any matters that may affect the court's jurisdiction or processing of this case and describe the status.

☐ Bankruptcy ☐ Other (*specify*):

Status:

13. Related cases, consolidation, and coordination

- a. ☐ There are companion, underlying, or related cases.
- (1) Name of case:
- (2) Name of court:
- (3) Case number:
- (4) Status:
- ☐ Additional cases are described in Attachment 13a.
- b. ☐ A motion to ☐ consolidate ☐ coordinate will be filed by (*name party*):

14. Bifurcation

- ☐ The party or parties intend to file a motion for an order bifurcating, severing, or coordinating the following issues or causes of action (*specify moving party, type of motion, and reasons*):

15. Other motions

- ☒ The party or parties expect to file the following motions before trial (*specify moving party, type of motion, and issues*):
- Defendant Weinstein intends to file a motion for summary judgment and/or adjudication, and may seek a stay of discovery.

16. Discovery

- a. ☐ The party or parties have completed all discovery.
- b. ☒ The following discovery will be completed by the date specified (*describe all anticipated discovery*):

<u>Party</u>	<u>Description</u>	<u>Date</u>
Defendant Weinstein	Written discovery	Per CCP
	Depositions	Per CCP

- c. ☐ The following discovery issues, including issues regarding the discovery of electronically stored information, are anticipated (*specify*):

05/02/2018

PLAINTIFF/PETITIONER: Jane Doe	CASE NUMBER: BC683411
DEFENDANT/RESPONDENT: The Weinstein Company, LLC, et al.	

17. Economic litigation

- a. ☐ This is a limited civil case (i.e., the amount demanded is \$25,000 or less) and the economic litigation procedures in Code of Civil Procedure sections 90-98 will apply to this case.
- b. ☐ This is a limited civil case and a motion to withdraw the case from the economic litigation procedures or for additional discovery will be filed (*if checked, explain specifically why economic litigation procedures relating to discovery or trial should not apply to this case*):

18. Other issues

- ☐ The party or parties request that the following additional matters be considered or determined at the case management conference (*specify*):

19. Meet and confer

- a. ☒ The party or parties have met and conferred with all parties on all subjects required by rule 3.724 of the California Rules of Court (*if not, explain*):
- b. After meeting and conferring as required by rule 3.724 of the California Rules of Court, the parties agree on the following (*specify*):


20. Total number of pages attached (*if any*): _____

I am completely familiar with this case and will be fully prepared to discuss the status of discovery and alternative dispute resolution, as well as other issues raised by this statement, and will possess the authority to enter into stipulations on these issues at the time of the case management conference, including the written authority of the party where required.

Date: February 27, 2018

Phyllis Kupferstein

(TYPE OR PRINT NAME)

► 
(SIGNATURE OF PARTY OR ATTORNEY)

(TYPE OR PRINT NAME)

► _____
(SIGNATURE OF PARTY OR ATTORNEY)

☐ Additional signatures are attached.

03/02/2018

PROOF OF SERVICE

I declare that I am over the age of eighteen (18) and am not a party to this action. My address is 865 South Figueroa Street, Suite 3338, Los Angeles, CA 90017.

On February 27, 2018, I served the following document(s):

DEFENDANT HARVEY WEINSTEIN'S CASE MANAGEMENT STATEMENT

on the interested parties in this action by placing a true and correct copy of such document(s), enclosed in a sealed envelope, addressed as follows:

Gloria Allred, Esq.
Nathan Goldberg, Esq.
Christina Cheung, Esq.
Allred, Maroko & Goldberg
67300 Wilshire Boulevard, Suite 1500
Los Angeles, CA 90048

Gerald L. Maatman, Esq.
Seyfarth Shaw LLP
233 South Wacker Drive, Suite 8000
Chicago, Illinois 60606-6448

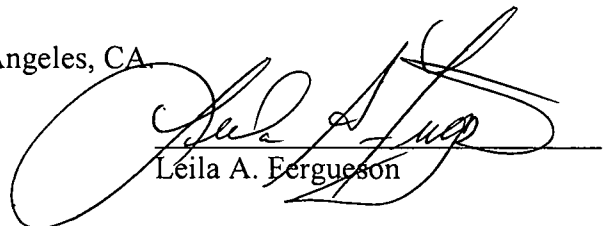
AND

Laura Wilson, Esq.
Seyfarth Shaw LLP
2029 Century Park East, Suite 3500
Los Angeles, CA 90067-3021

<input checked="checked" type="checkbox"/>	<p>I deposited for mailing with the United States Postal Service. I know that the correspondence was deposited with the United States Postal Service on the same day this declaration was executed in the ordinary course of business. I know that the envelope was sealed and, with postage thereon fully prepaid, placed for collection and mailing on this date in the United States mail at, Los Angeles, California.</p>
<input type="checkbox"/>	<p>By Facsimile Machine: The document was transmitted by facsimile transmission to the number(s) indicated and was reported as completed and without error.</p>
<input type="checkbox"/>	<p>By Email: By electronically transmitting a true, correct and complete copy of the above-referenced document(s), in ".pdf" or other computer readable format, to the court's electronic file and service provider, "One Legal", which transmitted and e-served the same in the course of its ordinary business, pursuant to California Rule of Court 2.251(a)(2)(B), to the parties at the "Email" addresses reflected above.</p>

I declare under the penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on February 27, 2018 in Los Angeles, CA.


Leila A. Ferguson

ORIGINAL

CM-110

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): SEYFARTH SHAW LLP – Gerald L. Maatman, Jr. (pro hac vice pending); Laura Wilson Shelby (SBN 151870); Kristen M. Peters (SBN 252296) 2029 Century Park East, Suite 3500 Los Angeles, California 90067-3021 TELEPHONE NO.: (310) 277-7200 FAX NO. (Optional): (310) 201-5219 E-MAIL ADDRESS (Optional): lshelby@seyfarth.com; kmpeters@seyfarth.com ATTORNEY FOR (Name): THE WEINSTEIN COMPANY, LLC		FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles FEB 27 2018 Sherri R. Carter, Executive Officer/Clerk By <u>Nancy Alvarez</u> Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 111 N. Hill St. MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Central		
PLAINTIFF/PETITIONER: Jane Doe, an Individual DEFENDANT/RESPONDENT: THE WEINSTEIN COMPANY, LLC		
CASE MANAGEMENT STATEMENT (Check one): <input checked="" type="checkbox"/> UNLIMITED CASE (Amount demanded exceeds \$25,000) <input type="checkbox"/> LIMITED CASE (Amount demanded is \$25,000 or less)		CASE NUMBER: BC683411
A CASE MANAGEMENT CONFERENCE is scheduled as follows: Date: 3/14/18 Time: 8:30 a.m. Dept.: 78 Div.: Room: Address of court (if different from the address above): <input type="checkbox"/> Notice of Intent to Appear by Telephone, by (name):		

INSTRUCTIONS: All applicable boxes must be checked, and the specified information must be provided.

1. Party or parties (answer one):
 - a. ☒ This statement is submitted by party (name): **THE WEINSTEIN COMPANY, LLC and WEINSTEIN COMPANY HOLDINGS LLC**
 - b. ☐ This statement is submitted jointly by parties (names):
2. Complaint and cross-complaint (to be answered by plaintiffs and cross-complainants only)
 - a. The complaint was filed on (date):
 - b. ☐ The cross-complaint, if any, was filed on (date):
3. Service (to be answered by plaintiffs and cross-complainants only)
 - a. ☐ All parties named in the complaint and cross-complaint have been served, have appeared, or have been dismissed.
 - b. ☐ The following parties named in the complaint or cross-complaint
 - (1) ☐ have not been served (specify names and explain why not):
 - (2) ☐ have been served but have not appeared and have not been dismissed (specify names):
 - (3) ☐ have had a default entered against them (specify names):
 - c. ☐ The following additional parties may be added (specify names, nature of involvement in case, and date by which they may be served):
4. Description of case
 - a. Type of case in ☒ complaint ☐ cross-complaint (Describe, including causes of action):
 Plaintiff brings claims for: (1) sexual battery; (2) gender violence; (3) battery, (4) assault; (5) negligence; and (6) negligent retention or supervision.

BY FAX

CM-110

PLAINTIFF/PETITIONER: Jane Doe	CASE NUMBER: BC683411
DEFENDANT/RESPONDENT: THE WEINSTEIN COMPANY, LLC	

4. b. Provide a brief statement of the case, including any damages. *(If personal injury damages are sought, specify the injury and damages claimed, including medical expenses to date [indicate source and amount], estimated future medical expenses, lost earnings to date, and estimated future lost earnings. If equitable relief is sought, describe the nature of the relief.)*
 Defendants The Weinstein Company and Weinstein Company Holdings, LLC (collectively, "TWC") denies all of Plaintiff's allegations as to TWC. Plaintiff seeks unspecified compensatory, emotional distress and punitive damages.

☐ *(If more space is needed, check this box and attach a page designated as Attachment 4b.)*

5. Jury or nonjury trial

The party or parties request ☐ a jury trial ☒ a nonjury trial. *(If more than one party, provide the name of each party requesting a jury trial):*

6. Trial date

a. ☐ The trial has been set for *(date)*:

b. ☒ No trial date has been set. This case will be ready for trial within 12 months of the date of the filing of the complaint *(if not, explain)*:

c. Dates on which parties or attorneys will not be available for trial *(specify dates and explain reasons for unavailability)*:
 Week of July 30, 2018 - Trial.

7. Estimated length of trial

The party or parties estimate that the trial will take *(check one)*:

a. ☒ days *(specify number)*: 5 to 7

b. ☐ hours *(short causes) (specify)*:

8. Trial representation *(to be answered for each party)*

The party or parties will be represented at trial ☒ by the attorney or party listed in the caption ☐ by the following:

a. Attorney:

b. Firm:

c. Address:

d. Telephone number:

f. Fax number:

e. E-mail address:

g. Party represented:

☐ Additional representation is described in Attachment 8.

9. Preference

☐ This case is entitled to preference *(specify code section)*:

10. Alternative dispute resolution (ADR)

a. **ADR Information package.** Please note that different ADR processes are available in different courts and communities; read the ADR information package provided by the court under rule 3.221 for information about the processes available through the court and community programs in this case.

(1) For parties represented by counsel: Counsel ☒ has ☐ has not provided the ADR information package identified in rule 3.221 to the client and reviewed ADR options with the client.

(2) For self-represented parties: Party ☐ has ☐ has not reviewed the ADR information package identified in rule 3.221.

b. **Referral to judicial arbitration or civil action mediation** (if available).

(1) ☐ This matter is subject to mandatory judicial arbitration under Code of Civil Procedure section 1141.11 or to civil action mediation under Code of Civil Procedure section 1775.3 because the amount in controversy does not exceed the statutory limit.

(2) ☐ Plaintiff elects to refer this case to judicial arbitration and agrees to limit recovery to the amount specified in Code of Civil Procedure section 1141.11.

(3) ☐ This case is exempt from judicial arbitration under rule 3.811 of the California Rules of Court or from civil action mediation under Code of Civil Procedure section 1775 et seq. *(specify exemption)*:



CM-110

PLAINTIFF/PETITIONER: Jane Doe	CASE NUMBER: BC683411
DEFENDANT/RESPONDENT: THE WEINSTEIN COMPANY, LLC	

10. c. Indicate the ADR process or processes that the party or parties are willing to participate in, have agreed to participate in, or have already participated in (check all that apply and provide the specified information):

	The party or parties completing this form are willing to participate in the following ADR processes (check all that apply):	If the party or parties completing this form in the case have agreed to participate in or have already completed an ADR process or processes, indicate the status of the processes (attach a copy of the parties' ADR stipulation):
(1) Mediation	<input type="checkbox"/>	<input type="checkbox"/> Mediation session not yet scheduled <input type="checkbox"/> Mediation session scheduled for (date): <input type="checkbox"/> Agreed to complete mediation by (date): <input type="checkbox"/> Mediation completed on (date):
(2) Settlement conference	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Settlement conference not yet scheduled <input type="checkbox"/> Settlement conference scheduled for (date): <input type="checkbox"/> Agreed to complete settlement conference by (date): <input type="checkbox"/> Settlement conference completed on (date):
(3) Neutral evaluation	<input type="checkbox"/>	<input type="checkbox"/> Neutral evaluation not yet scheduled <input type="checkbox"/> Neutral evaluation scheduled for (date): <input type="checkbox"/> Agreed to complete neutral evaluation by (date): <input type="checkbox"/> Neutral evaluation completed on (date):
(4) Nonbinding judicial arbitration	<input type="checkbox"/>	<input type="checkbox"/> Judicial arbitration not yet scheduled <input type="checkbox"/> Judicial arbitration scheduled for (date): <input type="checkbox"/> Agreed to complete judicial arbitration by (date): <input type="checkbox"/> Judicial arbitration completed on (date):
(5) Binding private arbitration	<input type="checkbox"/>	<input type="checkbox"/> Private arbitration not yet scheduled <input type="checkbox"/> Private arbitration scheduled for (date): <input type="checkbox"/> Agreed to complete private arbitration by (date): <input type="checkbox"/> Private arbitration completed on (date):
(6) Other (specify):	<input type="checkbox"/>	<input type="checkbox"/> ADR session not yet scheduled <input type="checkbox"/> ADR session scheduled for (date): <input type="checkbox"/> Agreed to complete ADR session by (date): <input type="checkbox"/> ADR completed on (date):

CM-110

PLAINTIFF/PETITIONER: Jane Doe	CASE NUMBER: BC683411
DEFENDANT/RESPONDENT: THE WEINSTEIN COMPANY, LLC	

11. Insurance

- a. ☐ Insurance carrier, if any, for party filing this statement (*name*):
- b. Reservation of rights: ☐ Yes ☐ No
- c. ☐ Coverage issues will significantly affect resolution of this case (*explain*):

12. Jurisdiction

Indicate any matters that may affect the court's jurisdiction or processing of this case and describe the status.

- ☐ Bankruptcy ☐ Other (*specify*):

Status:

13. Related cases, consolidation, and coordination

- a. ☐ There are companion, underlying, or related cases.
- (1) Name of case:
- (2) Name of court:
- (3) Case number:
- (4) Status:
- ☐ Additional cases are described in Attachment 13a.
- b. ☐ A motion to ☐ consolidate ☐ coordinate will be filed by (*name party*):

14. Bifurcation

- ☐ The party or parties intend to file a motion for an order bifurcating, severing, or coordinating the following issues or causes of action (*specify moving party, type of motion, and reasons*):

15. Other motions

- ☒ The party or parties expect to file the following motions before trial (*specify moving party, type of motion, and issues*):
Defendants intend to file a summary judgment and/or summary adjudication and motions in limine.

16. Discovery

- a. ☐ The party or parties have completed all discovery.
- b. ☒ The following discovery will be completed by the date specified (*describe all anticipated discovery*):

<u>Party</u>	<u>Description</u>	<u>Date</u>
Defendants	Plaintiff's Deposition	Per CCP
Defendants	Written Discovery Requests	Per CCP

- c. ☒ The following discovery issues, including issues regarding the discovery of electronically stored information, are anticipated (*specify*):
Defendants anticipate having to organize, analyze and review thousands of documents potentially responsive to Plaintiff's claims. This may include the engagement of outside document management and e-discovery vendors to manage different aspects of the document review. Defendants will fully cooperate with the discovery process in this matter.

PROOF OF SERVICE

STATE OF CALIFORNIA

)

) ss

)

COUNTY OF LOS ANGELES

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is 2029 Century Park East, Suite 3500, Los Angeles, California 90067-3021. On February 27, 2018, I served the within document(s):

CASE MANAGEMENT STATEMENT

- ☐ I sent such document from facsimile machines (310) 201-5219 on _____, 2018. I certify that said transmission was completed and that all pages were received and that a report was generated by said facsimile machine which confirms said transmission and receipt. I, thereafter, mailed a copy to the interested party(ies) in this action by placing a true copy thereof enclosed in sealed envelope(s) addressed to the parties listed below.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California, addressed as set forth below.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ by placing the document(s) listed above in a sealed envelope or package provided by an overnight delivery carrier with postage paid on account and deposited for collection with the overnight carrier at Los Angeles, California, addressed as set forth below.
- ☐ by transmitting the document(s) listed above, electronically, via the e-mail addresses set forth below.

Gloria Allred
 Nathan Goldberg
 Christina Cheung
**ALLRED MAROKO &
 GOLDBERG**
 6300 Wilshire Blvd., Suite 1500
 Los Angeles, California 90048

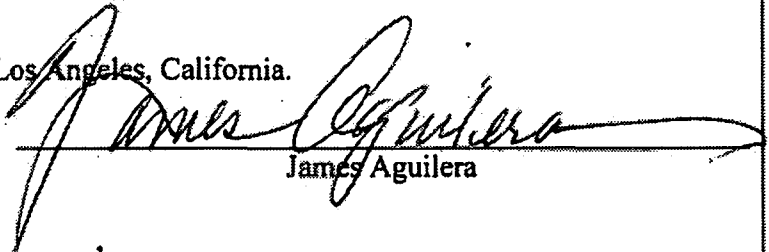
Attorneys for Plaintiff JANE DOE

Tel. (323) 653-6530
 Fax (323) 653-1660

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on February 27, 2018, at Los Angeles, California.



James Aguilera

CM-110

ORIGINAL

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) Gloria Allred SBN 65033 Nathan Goldberg SBN 62192; Christina Cheung SBN 280148 Allred, Maroko & Goldberg 6300 Wilshire Blvd., Ste. 1500, Los Angeles, CA 90048 TELEPHONE NO.: 323-653-6530 FAX NO. (Optional): 323-653-1660 E-MAIL ADDRESS (Optional): ccheung@amglaw.com ATTORNEY FOR (Name): Jane Doe		FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles FEB 27 2018 Sherri E. Carter, Esq. Clerk By <u>Raul Sanchez</u> Deputy Raul Sanchez
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: same as above CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: Stanley Mosk Courthouse		
PLAINTIFF/PETITIONER: Jane Doe DEFENDANT/RESPONDENT: The Weinstein Company LLC, et al.		
CASE MANAGEMENT STATEMENT (Check one): <input checked="" type="checkbox"/> UNLIMITED CASE (Amount demanded exceeds \$25,000) <input type="checkbox"/> LIMITED CASE (Amount demanded is \$25,000 or less)		
CASE NUMBER: BC683411		
A CASE MANAGEMENT CONFERENCE is scheduled as follows: Date: March 14, 2018 Time: 8:30 a.m. Dept.: 78 Div.: Room: Address of court (if different from the address above): <input type="checkbox"/> Notice of Intent to Appear by Telephone, by (name):		

INSTRUCTIONS: All applicable boxes must be checked, and the specified information must be provided.

- Party or parties (answer one):**
 - ☒ This statement is submitted by party (name): Plaintiff, Jane Doe
 - ☐ This statement is submitted jointly by parties (names):
- Complaint and cross-complaint (to be answered by plaintiffs and cross-complainants only)**
 - The complaint was filed on (date): November 14, 2017
 - ☐ The cross-complaint, if any, was filed on (date):
- Service (to be answered by plaintiffs and cross-complainants only)**
 - ☒ All parties named in the complaint and cross-complaint have been served, have appeared, or have been dismissed.
 - ☐ The following parties named in the complaint or cross-complaint
 - ☐ have not been served (specify names and explain why not):
 - ☐ have been served but have not appeared and have not been dismissed (specify names):
 - ☐ have had a default entered against them (specify names):
 - ☐ The following additional parties may be added (specify names, nature of involvement in case, and date by which they may be served):
- Description of case**
 - Type of case in ☒ complaint ☐ cross-complaint (Describe, including causes of action):
 (1) Sexual Battery in Violation of Cal. Civ. Code Section 1708.5; (2) Gender Violence in Violation of Cal. Civ. Code Section 52.4; (3) Battery; (4) Assault; (5) Negligence; (6) Negligent Retention or Supervision

CM-110

PLAINTIFF/PETITIONER: Jane Doe	CASE NUMBER:
DEFENDANT/RESPONDENT: The Weinstein Company LLC, et al.	BC683411

4. b. Provide a brief statement of the case, including any damages. *(If personal injury damages are sought, specify the injury and damages claimed, including medical expenses to date [indicate source and amount], estimated future medical expenses, lost earnings to date, and estimated future lost earnings. If equitable relief is sought, describe the nature of the relief.)*

Plaintiff alleges that Defendant Weinstein sexually assaulted her and that the Company Defendants are also responsible for the sexual assaults. Plaintiff seeks general and compensatory damages, emotional distress damages, and attorneys' fees and costs.

☐ *(If more space is needed, check this box and attach a page designated as Attachment 4b.)*

5. **Jury or nonjury trial**

The party or parties request ☒ a jury trial ☐ a nonjury trial. *(If more than one party, provide the name of each party requesting a jury trial):*

6. **Trial date**

a. ☐ The trial has been set for (date):

b. ☒ No trial date has been set. This case will be ready for trial within 12 months of the date of the filing of the complaint *(if not, explain):*

c. Dates on which parties or attorneys will not be available for trial *(specify dates and explain reasons for unavailability):*

7. **Estimated length of trial**

The party or parties estimate that the trial will take *(check one):*

a. ☒ days *(specify number):* 7-10

b. ☐ hours *(short causes) (specify):*

8. **Trial representation (to be answered for each party)**

The party or parties will be represented at trial ☒ by the attorney or party listed in the caption ☐ by the following:

a. Attorney:

b. Firm:

c. Address:

d. Telephone number:

f. Fax number:

e. E-mail address:

g. Party represented:

☐ Additional representation is described in Attachment 8.

9. **Preference**

☐ This case is entitled to preference *(specify code section):*

10. **Alternative dispute resolution (ADR)**

a. **ADR information package.** Please note that different ADR processes are available in different courts and communities; read the ADR information package provided by the court under rule 3.221 for information about the processes available through the court and community programs in this case.

(1) For parties represented by counsel: Counsel ☒ has ☐ has not provided the ADR information package identified in rule 3.221 to the client and reviewed ADR options with the client.

(2) For self-represented parties: Party ☐ has ☐ has not reviewed the ADR information package identified in rule 3.221.

b. **Referral to judicial arbitration or civil action mediation (if available).**

(1) ☐ This matter is subject to mandatory judicial arbitration under Code of Civil Procedure section 1141.11 or to civil action mediation under Code of Civil Procedure section 1775.3 because the amount in controversy does not exceed the statutory limit.

(2) ☐ Plaintiff elects to refer this case to judicial arbitration and agrees to limit recovery to the amount specified in Code of Civil Procedure section 1141.11.

(3) ☐ This case is exempt from judicial arbitration under rule 3.811 of the California Rules of Court or from civil action mediation under Code of Civil Procedure section 1775 et seq. *(specify exemption):*

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PLAINTIFF/PETITIONER: Jane Doe	CASE NUMBER:
DEFENDANT/RESPONDENT: The Weinstein Company LLC, et al.	BC683411

10. c. Indicate the ADR process or processes that the party or parties are willing to participate in, have agreed to participate in, or have already participated in (*check all that apply and provide the specified information*):

	The party or parties completing this form are willing to participate in the following ADR processes (<i>check all that apply</i>):	If the party or parties completing this form in the case have agreed to participate in or have already completed an ADR process or processes, indicate the status of the processes (<i>attach a copy of the parties' ADR stipulation</i>):
(1) Mediation	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> Mediation session not yet scheduled <input type="checkbox"/> Mediation session scheduled for (date): <input type="checkbox"/> Agreed to complete mediation by (date): <input type="checkbox"/> Mediation completed on (date):
(2) Settlement conference	<input type="checkbox"/>	<input type="checkbox"/> Settlement conference not yet scheduled <input type="checkbox"/> Settlement conference scheduled for (date): <input type="checkbox"/> Agreed to complete settlement conference by (date): <input type="checkbox"/> Settlement conference completed on (date):
(3) Neutral evaluation	<input type="checkbox"/>	<input type="checkbox"/> Neutral evaluation not yet scheduled <input type="checkbox"/> Neutral evaluation scheduled for (date): <input type="checkbox"/> Agreed to complete neutral evaluation by (date): <input type="checkbox"/> Neutral evaluation completed on (date):
(4) Nonbinding judicial arbitration	<input type="checkbox"/>	<input type="checkbox"/> Judicial arbitration not yet scheduled <input type="checkbox"/> Judicial arbitration scheduled for (date): <input type="checkbox"/> Agreed to complete judicial arbitration by (date): <input type="checkbox"/> Judicial arbitration completed on (date):
(5) Binding private arbitration	<input type="checkbox"/>	<input type="checkbox"/> Private arbitration not yet scheduled <input type="checkbox"/> Private arbitration scheduled for (date): <input type="checkbox"/> Agreed to complete private arbitration by (date): <input type="checkbox"/> Private arbitration completed on (date):
(6) Other (<i>specify</i>):	<input type="checkbox"/>	<input type="checkbox"/> ADR session not yet scheduled <input type="checkbox"/> ADR session scheduled for (date): <input type="checkbox"/> Agreed to complete ADR session by (date): <input type="checkbox"/> ADR completed on (date):

CM-110

PLAINTIFF/PETITIONER: Jane Doe	CASE NUMBER:
DEFENDANT/RESPONDENT: The Weinstein Company LLC, et al.	BC683411

11. Insurance

- a. ☐ Insurance carrier, if any, for party filing this statement (*name*):
- b. Reservation of rights: ☐ Yes ☐ No
- c. ☐ Coverage issues will significantly affect resolution of this case (*explain*):

12. Jurisdiction

Indicate any matters that may affect the court's jurisdiction or processing of this case and describe the status.

☐ Bankruptcy ☐ Other (*specify*):

Status:

13. Related cases, consolidation, and coordination

- a. ☐ There are companion, underlying, or related cases.
- (1) Name of case:
- (2) Name of court:
- (3) Case number:
- (4) Status:
- ☐ Additional cases are described in Attachment 13a.
- b. ☐ A motion to ☐ consolidate ☐ coordinate will be filed by (*name party*):

14. Bifurcation

- ☐ The party or parties intend to file a motion for an order bifurcating, severing, or coordinating the following issues or causes of action (*specify moving party, type of motion, and reasons*):

15. Other motions

- ☐ The party or parties expect to file the following motions before trial (*specify moving party, type of motion, and issues*):

16. Discovery

- a. ☐ The party or parties have completed all discovery.
- b. ☒ The following discovery will be completed by the date specified (*describe all anticipated discovery*):

<u>Party</u>	<u>Description</u>	<u>Date</u>
Plaintiff	Written discovery	Per CCP
	Depositions	Per CCP

- c. ☐ The following discovery issues, including issues regarding the discovery of electronically stored information, are anticipated (*specify*):

CM-110

PLAINTIFF/PETITIONER: Jane Doe	CASE NUMBER: BC683411
DEFENDANT/RESPONDENT: The Weinstein Company LLC, et al.	

17. Economic litigation

- a. ☐ This is a limited civil case (i.e., the amount demanded is \$25,000 or less) and the economic litigation procedures in Code of Civil Procedure sections 90-98 will apply to this case.
- b. ☐ This is a limited civil case and a motion to withdraw the case from the economic litigation procedures or for additional discovery will be filed (if checked, explain specifically why economic litigation procedures relating to discovery or trial should not apply to this case):

18. Other issues

- ☐ The party or parties request that the following additional matters be considered or determined at the case management conference (specify):

19. Meet and confer

- a. ☒ The party or parties have met and conferred with all parties on all subjects required by rule 3.724 of the California Rules of Court (if not, explain):
- b. After meeting and conferring as required by rule 3.724 of the California Rules of Court, the parties agree on the following (specify):

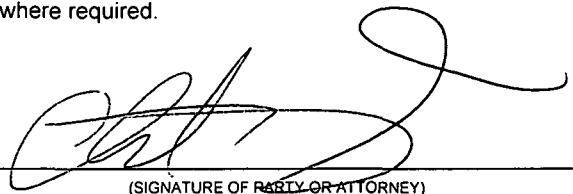
20. Total number of pages attached (if any): _____

I am completely familiar with this case and will be fully prepared to discuss the status of discovery and alternative dispute resolution, as well as other issues raised by this statement, and will possess the authority to enter into stipulations on these issues at the time of the case management conference, including the written authority of the party where required.

Date: February 27, 2018

Christina Cheung, Esq.

(TYPE OR PRINT NAME)

▶ 
(SIGNATURE OF PARTY OR ATTORNEY)

(TYPE OR PRINT NAME)

▶ _____
(SIGNATURE OF PARTY OR ATTORNEY)

☐ Additional signatures are attached.

8787, 18, 58

PROOF OF SERVICE**STATE OF CALIFORNIA COUNTY OF LOS ANGELES**

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is: 6300 Wilshire Boulevard, Suite 1500, Los Angeles, California 90048.

On **February 27, 2018**, I served the forgoing document described as **PLAINTIFF'S CASE MANAGEMENT STATEMENT** on interested parties in this action

☐ by placing ☐ the original ☒ a true copy thereof enclosed in sealed envelopes at Los Angeles, California addressed as follows:

Attorneys for Defendants

**The Weinstein Company and
The Weinstein Company Holdings LLC**

Laura Shelby, Esq.
Kristen M. Peters, Esq.
SEYFARTH SHAW LLP
2029 Century Park East, Suite 3500
Los Angeles, CA 90067-3021
T: (310) 201-5203
F: (310) 282-6903
Email: Lshelby@seyfarth.com
kmpeters@seyfarth.com

Attorneys for Defendant

Harvey Weinstein

Phyllis Kupferstein, Esq.
Kupferstein Manuel LLP
865 South Figueroa Street, Suite 3338
Los Angeles, California 90017
213-988-7531 main
213-988-7528 direct
213-988-7532 fax
Email: pk@kupfersteinmanuel.com

☒ **By Mail:** I caused such envelope with postage thereon fully prepaid to be placed in the United States mail at Los Angeles, California.

☒ **Courtesy Copy by E-mail** to the person(s) at the address(es) set forth above.

☐ **By E-mail:** Per agreement to accept service of documents electronically, I caused the above-referenced document(s) to be sent to the person(s) at the address(es) set forth above.

☐ **By Overnight Courier:** I caused the above-referenced document(s) to be delivered by an overnight courier service to the person(s) at the address(es) set forth above.

☐ **By Personal Service:** I caused the above-referenced document(s) to be personally delivered by hand to the person(s) at the address(es) set forth above.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on **February 27, 2018**, at Los Angeles, California.



Josie Peña

ORIGINAL

LEWIS BRISBOIS BISGAARD & SMITH LLP

JOHN L. BARBER, SB# 160317

E-Mail: John.Barber@lewisbrisbois.com

CORINNE D. SPENCER, SB# 285290

E-Mail: Corinne.Spencer@lewisbrisbois.com

KELSEY SCHERR, SB# 303314

E-Mail: Kelsey.Scherr@lewisbrisbois.com

633 West 5th Street, Suite 4000

Los Angeles, California 90071

Telephone: 213.250.1800

Facsimile: 213.250.7900

Attorneys for Harvey Weinstein

FILED

Superior Court of California
County of Los Angeles

MAR 13 2018

Sherri R. Carter, Executive Officer/Clerk of Court

By Raul Sanchez, Deputy
Raul Sanchez

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES, CENTRAL DISTRICT

JANE DOE, an Individual,

Plaintiff,

vs.

THE WEINSTEIN COMPANY LLC, a Corp.;
THE WEINSTEIN COMPANY HOLDINGS
LLC, a Corp.; HARVEY WEINSTEIN, an
individual; and DOES 1 through 25, inclusive,

Defendant.

CASE NO. BC683411

The Hon. Gail Feuer, Dept. 78

**NOTICE OF ASSOCIATION OF
COUNSEL**

Action Filed: November 14, 2017
Trial Date: None Set

TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that John L. Barber, Esq., Corinne D. Spencer, Esq., and Kelsey Scherr, Esq. of the law firm of LEWIS BRISBOIS BISGAARD & SMITH LLP, 633 W. 5th Street, Suite 4000, Los Angeles, CA 90071, telephone (213) 250-1800, fax (213) 250-7900, hereby associate in with KUPFERSTEIN MANUEL LLP, 865 South Figueroa Street, Suite 3338, Los Angeles, California 90017, telephone (213) 988-7531, fax (213) 988-7532 as co-counsel for Defendant HARVEY WEINSTEIN.

///

///

4841-1890-1855.1

LEWIS
BRISBOIS
BISGAARD
& SMITH LLP
ATTORNEYS AT LAW

NOTICE OF ASSOCIATION OF COUNSEL

Exhibit M - Page 107

1 All papers, pleadings and filings herein are requested to be served upon the above counsel
2 as provided by law.

3
4
5 DATED: March 13, 2018

LEWIS BRISBOIS BISGAARD & SMITH LLP

6
7 By: John Barber
8 John Barber
9 Attorneys for Harvey Weinstein
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CALIFORNIA STATE COURT PROOF OF SERVICE

Jane Doe v. The Weinstein Company LLC, et al. - Case No. BC683411

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and not a party to the action. My business address is 633 West 5th Street, Suite 4000, Los Angeles, CA 90071.

On March 13, 2018, I served the following document(s): NOTICE OF ASSOCIATION OF COUNSEL

I served the documents on the following persons at the following addresses (including fax numbers and e-mail addresses, if applicable):

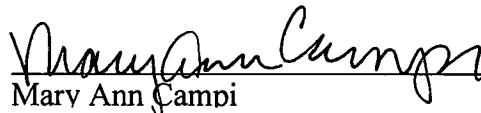
The documents were served by the following means:

☒ (BY U.S. MAIL) I enclosed the documents in a sealed envelope or package addressed to the persons at the addresses listed above and:

☒ Placed the envelope or package for collection and mailing, following our ordinary business practices. I am readily familiar with the firm's practice for collection and processing correspondence for mailing. Under that practice, on the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the U.S. Postal Service, in a sealed envelope or package with the postage fully prepaid.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on March 13, 2018, at Los Angeles, California.


Mary Ann Campi

SERVICE LIST
Jane Doe v. The Weinstein Company LLC
BC683411

Gloria Allred
Nathan Goldberg
Christina Cheung
Allred, Maroko & Goldberg
6300 Wilshire Blvd., Suite 1500
Los Angeles, CA 90048
Tel: (323) 653-6530
Fax: (323) 653-1660
Email: ccheung@amglaw.com

Attorneys for Plaintiff, JANE DOE

Phyllis Kupferstein
Kupferstein Manuel LLP
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Los Angeles, CA 90017
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Fax: (213) 988-7532
Email: pk@kupfersteinmanuel.com

Attorneys for Defendant HARVEY
WEINSTEIN

SEYFARTH SHAW LLP
Gerald L. Maatman, Jr.
233 South Wacker Drive, Suite 8000
Chicago, Illinois 60606-6448
Tel: (312) 460-5000
Fax: (312) 460-7000

Attorneys for Defendants, THE WEINSTEIN
COMPANY, LLC, a Corp., THE WEINSTEIN
COMPANY HOLDINGS LC., a Corp.

SEYFARTH SHAW LLP
Laura Wilson Shelby
Kristen M. Peters
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Los Angeles, CA 90067-3021
Tel: (310) 277-7200
Fax: (310) 201-5219
Email: ishelby@seyfarth.com
Email: kmpeters@seyfarth.com

Attorneys for Defendants, THE WEINSTEIN
COMPANY, LLC, a Corp., THE WEINSTEIN
COMPANY HOLDINGS LC., a Corp.

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Case 1:18-cv-05414-RA Document 1-13 Filed 05/03/18 Page 78 of 159
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 03/14/18

DEPT. 78

HONORABLE JOSEPH R. KALIN

JUDGE

A. GARCIA

DEPUTY CLERK

HONORABLE
#1

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

S. JUSI, CA

Deputy Sheriff

NONE

Reporter

8:30 am

BC683411

Plaintiff

Counsel

CHRISTINA CHEUNG (X)

JANE DOE

VS

Defendant

Counsel

KELSEY SCHERR (X)
 PHYLLIS KUPPERSTEIN (X)
 KRISTEN PETERS (X)
 (COURTCALL)

THE WEINSTEIN COMPANY LLC ET AL

NATURE OF PROCEEDINGS:

CASE MANAGEMENT CONFERENCE;

Matter is called for hearing.

Court confers with counsel regarding status of the case and the March 15, 2018 motion for pro hac vice.

After discussion, the Court rules as follows:

Defendant's motion for admission pro hac vice of Gerald L. Maatman, scheduled for March 15, 2018, is advanced to this date and heard. The Court states there is no opposition or objections by any party, and the motion is GRANTED.

The Order Granting the Verified Application of Defendants for Admission Pro Hac Vice of Gerald L. Maatman is signed and filed this date.

The case management conference is continued to June 13, 2018, at 8:30 a.m., in department 78.

Plaintiff is directed to give notice.

ORIGINAL

FILEDSuperior Court of California
County of Los Angeles

MAR 14 2018

Sherri R. Carter, Executive Officer/Clerk

By Armando Garcia Deputy**RECEIVED**
FEB - 9 2018
ROOM 102SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**BY FAX**

JANE DOE, an Individual,

Plaintiff,

v.

THE WEINSTEIN COMPANY LLC, a Corp.;
THE WEINSTEIN COMPANY HOLDINGS
LLC, a Corp.; HARVEY WEINSTEIN, an
individual; and DOES 1 through 25, inclusive,

Defendants.

Case No. BC683411

Assigned to the Honorable Gail Ruderman Feuer;
Dept. 78**RESERVATION NO. 180207288032****[PROPOSED] ORDER GRANTING THE
VERIFIED APPLICATION OF
DEFENDANTS FOR ADMISSION PRO HAC
VICE OF GERALD L. MAATMAN**

Date : March 15, 2018

Time : 8:30 a.m.

Dept. : 78

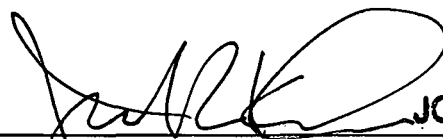
Complaint Filed: November 14, 2017

1 This matter having come before this Court on the Verified Application of Defendants The
 2 Weinstein Company, LLC and The Weinstein Company Holdings LLC ("Defendants") for admission of
 3 Gerald I. Maatman to appear *pro hac vice* in the above-entitled action, upon regular notice, on March
 4 15, 2018 at 8:30 a.m. in Department 78 of the Los Angeles Superior Court, located at 111 N. Hill Street,
 5 Los Angeles, California 90012, before the Honorable Gail Ruderman Feuer and this Court having
 6 considered the submissions of counsel, all counsel having submitted on the Court's tentative ruling, and
 7 good cause having been shown,

8 **IT IS HEREBY ORDERED** that the Verified Application of Defendants is granted; and

9 **IT IS HEREBY FURTHER ORDERED** that Gerald I. Maatman, shall be, and hereby is,
 10 admitted as counsel *pro hac vice* for Defendants in the above-entitled action.

11
 12
 13 DATED: **MAR 14 2018** ~~2018~~


 14 **JOSEPH R. KALIN**
 15 ~~HONORABLE GAIL RUDERMAN FEUER~~
 16 Judge of the Superior Court of Los Angeles County

PROOF OF SERVICE

STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

) ss

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is 2029 Century Park East, Suite 3500, Los Angeles, California 90067-3021. On February 8, 2018, I served the within document(s):

**[PROPOSED] ORDER GRANTING THE VERIFIED APPLICATION OF DEFENDANTS FOR
ADMISSION *PRO HAC VICE* OF GERALD L. MAATMAN**

- ☐ I sent such document from facsimile machines (310) 201-5219 on _____, 2018. I certify that said transmission was completed and that all pages were received and that a report was generated by said facsimile machine which confirms said transmission and receipt. I, thereafter, mailed a copy to the interested party(ies) in this action by placing a true copy thereof enclosed in sealed envelope(s) addressed to the parties listed below.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California, addressed as set forth below.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ by placing the document(s) listed above in a sealed envelope or package provided by an overnight delivery carrier with postage paid on account and deposited for collection with the overnight carrier at Los Angeles, California, addressed as set forth below.
- ☐ by transmitting the document(s) listed above, electronically, via the e-mail addresses set forth below.
- ☐ electronically by using the Court's ECF/CM System.

Gloria Allred
Nathan Goldberg
Christina Cheung

Attorneys for Plaintiff JANE DOE

ALLRED MAROKO & GOLDBERG

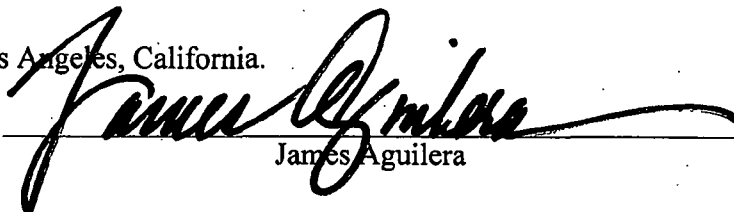
6300 Wilshire Blvd., Suite 1500
Los Angeles, California 90048

Tel. (323) 653-6530
Fax (323) 653-1660

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

1 I declare under penalty of perjury under the laws of the State of California that the above is true
2 and correct.

3 Executed on February 8, 2018, at Los Angeles, California.

4 
James Aguilera

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES		Reserved for Clerk's Stamp FILED Superior Court of California County of Los Angeles MAR 15 2018 Sherri B. Lerner, Executive Officer/Clerk By <u>Marlon Gomez</u> Deputy
COURT ADDRESS: 111 N. Hill Street, Los Angeles, CA 90012		
PLAINTIFF: JANE DOE		
DEFENDANT: THE WEINSTEIN COMPANY LLC, et al.		
CIVIL DEPOSIT		CASE NUMBER: BC683411

CLERK: PREPARE A FORM FOR EACH DEPOSITOR PAYING SEPARATELY

PLEASE REPORT TO THE CLERK'S OFFICE/CASHIER:

☒ Room 102, Central Civil ☐ Clerk's Office, Room _____ ☒ Department Number 51

Distribution Codes		Amt Due	Distribution Codes		Amt Due
<input type="checkbox"/>	251 DAILY JURY FEES Dates: _____ # of day(s) _____ x\$ _____		<input type="checkbox"/>	74 DEPOSIT IN TRUST	
<input checked="" type="checkbox"/>	72 JURY FEES Trial Date: <u>none set</u> (Initial Deposit) \$ <u>150.00</u>	150.00	<input type="checkbox"/>	101 FIRST PAPERS- GENERAL JURISDICTION	
<input type="checkbox"/>	252 REPORTERS FEES Dates: _____ # of 1/2 day(s) _____ x\$ _____ Full Day _____		<input type="checkbox"/>	101 FIRST PAPERS-LIMITED OVER \$10,000	
<input type="checkbox"/>	721 SANCTIONS ORDERED ON Date: _____		<input type="checkbox"/>	141 With declaration Limited to \$10,000 (per B&P 6322.1(a))	
<input type="checkbox"/>	213 MOTIONS/APPLICATION TO CONT. HEARING		<input type="checkbox"/>	130 Limited to \$10,000	
<input type="checkbox"/>	200 MOTIONS/APPLICATION TO CONT. TRIAL		<input type="checkbox"/>	211 RECLASSIFICATION FEE	
<input type="checkbox"/>	Other: _____		<input type="checkbox"/>	150 COMPLEX LITIGATION TRIAL/PLAINTIFF	
<input type="checkbox"/>			<input type="checkbox"/>	151 COMPLEX LITIGATION TRIAL/DEFENDANT	

To be paid via: ☐ Cash ☒ Check ☐ Certified Check/Money Order ☐ Credit Card☐ On or Before _____ ☐ ForthwithPayment will be made by ☒ Plaintiff JANE DOE ☐ Defendant _____

JOHN A. CLARKE, Executive Officer/Clerk

DATE _____

BY: _____
Deputy Clerk

TO BE COMPLETED BY DEPOSITOR

Depositor's Name: Christina Cheung, Esq.☐ Plaintiff in Pro Per ☐ Defendant in Pro Per☒ Counsel for ☒ Plaintiff JANE DOE

Name of Party

☐ Defendant _____

Name of Party

Address of depositor 6300 Wilshire Blvd., Ste. 1500
Street
Los Angeles, CA 90048
City/State/Zip

CASHIER'S VALIDATION

 RECEIPT #: 00621759021
 DATE PAID: 03/16/18 08:52 AM
 PAYMENT: \$150.00
 RECEIVED: 310
 CHECK: \$150.00
 CASH: \$0.00
 CHANGE: \$0.00
 CARD: \$0.00
CIV 083 03-04 (Rev. 05/06)
LASC Approved

CIVIL DEPOSIT

Distribution: Original - Case File Copy-Customer

ORIGINAL

Exhibit M - Page 116

BY FAX

CIT/CASE: BC683411
LEA/DEF#:

03/16/2018

ORIGINAL

Gloria Allred, Esq. (SBN 65033)
 Nathan Goldberg, Esq. (SBN 61292)
 Christina Cheung, Esq. (SBN 280148)
 ALLRED, MAROKO & GOLDBERG
 6300 Wilshire Boulevard, Suite 1500
 Los Angeles, CA 90048
 Telephone: (323) 653-6530
 Facsimile: (323) 653-1660

FILED
 Superior Court of California
 County of Los Angeles

MAR 15 2018

Sherri R. Carter, Executive Officer/Clerk of Court
 By Judi Lara, Deputy
 Judi Lara

Attorneys for Plaintiff, JANE DOE

SUPERIOR COURT OF THE STATE OF CALIFORNIA
 FOR THE COUNTY OF LOS ANGELES

JANE DOE, an individual,

Plaintiff,

vs.

THE WEINSTEIN COMPANY LLC, a Corp.;
 THE WEINSTEIN COMPANY HOLDINGS
 LLC, a Corp.; HARVEY WEINSTEIN, an
 individual; and DOES 1 through 25, inclusive,

Defendants.

Case No. BC683411

[Assigned for All Purposes to Hon. Gail
 Ruderman Feuer, Dept. 78]

**PLAINTIFF'S NOTICE OF
 CONTINUED CASE MANAGEMENT
 CONFERENCE**

Date: June 13, 2018

Dept.: 78

Time: 8:30 a.m.

Judge: Hon. Gail Ruderman Feuer

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that at the Case Management Conference on March
 14, 2018, Judge Kalin continued the Case Management Conference until June 13, 2018 at
 8:30 a.m. in Department 78 of the Superior Court for the County of Los Angeles, located
 at 111 N. Hill Street, Los Angeles, CA 90012.

Dated: March 15, 2018

ALLRED, MAROKO & GOLDBERG



GLORIA ALLRED

NATHAN GOLDBERG

CHRISTINA CHEUNG

Attorneys for Plaintiff,

JANE DOE

03/16/2018

PROOF OF SERVICE

STATE OF CALIFORNIA COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is: 6300 Wilshire Boulevard, Suite 1500, Los Angeles, California 90048.

On **March 15, 2018**, I served the forgoing document described as **PLAINTIFF'S NOTICE OF CONTINUED CASE MANAGEMENT CONFERENCE** on interested parties in this action

☐ by placing ☐ the original ☒ a true copy thereof enclosed in sealed envelopes at Los Angeles, California addressed as follows:

SEE ATTACHED SERVICE LIST

☒ **By Mail:** I caused such envelope with postage thereon fully prepaid to be placed in the United States mail at Los Angeles, California.

☐ Courtesy Copy by E-mail to the person(s) at the address(es) set forth on the attached service list.

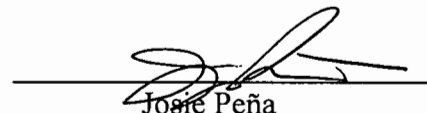
☐ **By E-mail:** Per agreement to accept service of documents electronically, I caused the above-referenced document(s) to be sent to the person(s) at the address(es) set forth in the attached service list.

☐ **By Overnight Courier:** I caused the above-referenced document(s) to be delivered by an overnight courier service to the person(s) at the address(es) set forth in the attached service list.

☐ **By Personal Service:** I caused the above-referenced document(s) to be personally delivered by hand to the person(s) at the address(es) set forth in the attached service list.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on **March 15, 2018**, at Los Angeles, California.


Jose Peña

05/15/2018

SERVICE LIST
Jane Doe v. The Weinstein Company LLC
LASC Case No.: BC683411

Laura Shelby, Esq.
Kristen M. Peters, Esq.
SEYFARTH SHAW LLP
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T: (310) 201-5203
F: (310) 282-6903
E-mail: Lshelby@seyfarth.com
E-mail: kmpeters@seyfarth.com

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AND THE WEINSTEIN
COMPANY HOLDINGS LLC

Gerald L. Maatman, Jr., Esq.
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Attorneys for Defendants,
THE WEINSTEIN COMPANY
AND THE WEINSTEIN
COMPANY HOLDINGS LLC

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HARVEY WEINSTEIN

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Corinne D. Spencer, Esq.
Kelsey Scherr, Esq.
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F: 213.250.7900
E-Mail: John.Barber@lewisbrisbois.com
E-Mail: Corinne.Spencer@lewisbrisbois.com
E-Mail: Kelsey.Scherr@lewisbrisbois.com

Attorneys for Defendant,
HARVEY WEINSTEIN

03/16/2018

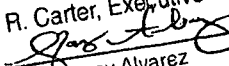
SEYFARTH SHAW LLP
 Gerald L. Maatman, Jr. (*admitted pro hac vice*)
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 233 South Wacker Drive, Suite 8000
 Chicago, Illinois 60606-6448
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 Facsimile: (312) 460-7000

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 Los Angeles, California 90067-3021
 Telephone: (310) 277-7200
 Facsimile: (310) 201-5219

Attorneys for Defendant
 THE WEINSTEIN COMPANY, LLC; and
 THE WEINSTEIN COMPANY HOLDINGS LLC.

FILED
 Superior Court of California
 County of Los Angeles

MAR 21 2018

Sherri R. Carter, Executive Officer/Clerk
 By  Deputy
 Nancy Alvarez

SUPERIOR COURT OF THE STATE OF CALIFORNIA
 FOR THE COUNTY OF LOS ANGELES

ORIGINAL

JANE DOE, an Individual,

Plaintiff,

v.

THE WEINSTEIN COMPANY LLC, a Corp.;
 THE WEINSTEIN COMPANY HOLDINGS
 LLC, a Corp.; HARVEY WEINSTEIN, an
 individual; and DOES 1 through 25, inclusive,

Defendants.

Case No. BC683411

Assigned to the Honorable Gail Ruderman Feuer;
 Dept. 78

**NOTICE OF SUGGESTION ON PENDENCY
 OF BANKRUPTCY AND AUTOMATIC
 STAY OF PROCEEDINGS**

Complaint Filed: November 14, 2017
 Trial Date: None Set

PLEASE TAKE NOTICE that, on March 19, 2018, The Weinstein Company Holdings LLC and all of its wholly-owned domestic subsidiaries, including The Weinstein Company LLC, (collectively, the “Debtors”) filed voluntary petitions for relief under Chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101–1532 (the “Bankruptcy Code”), in the United States Bankruptcy Court for the District of Delaware (the “Bankruptcy Court”). The Debtors’ Chapter 11 cases are pending before the Honorable Judge Mary F. Walrath, United States Bankruptcy Judge, and are being jointly administered under the lead case *In re: The Weinstein Company Holdings LLC*, Case No. 18-10601-MFW (the “Chapter 11 Cases”). A copy of the petition is attached hereto as Exhibit A.

PLEASE TAKE FURTHER NOTICE that, pursuant to section 362(a) of the Bankruptcy Code, the Debtors’ filing of their respective voluntary petitions gives rise to a stay, applicable to all entities, of, among other things: (a) the commencement or continuation of any judicial, administrative, or other action or proceeding against the Debtors (i) that was or could have been commenced before the commencement of the Chapter 11 Cases or (ii) to recover a claim against the Debtors that arose before the commencement of the Chapter 11 Cases; (b) the enforcement, against any of the Debtors or against any property of each of the Debtors’ bankruptcy estates, of a judgment obtained prior to the commencement of the Chapter 11 Cases; and (c) any act to obtain possession of property of or from any of the Debtors’ bankruptcy estates, or to exercise control over property of any of the Debtors’ bankruptcy estates (the “Automatic Stay”).¹ No order has been entered in the Chapter 11 Cases granting relief from the Automatic Stay. Actions taken in violation of the Automatic Stay, and judgments entered or enforced against the Debtors while the Automatic Stay is in effect, are void *ab initio* and without effect. In light of the foregoing, the above-captioned action is stayed as to Debtors.

¹ Nothing herein shall constitute a waiver of the Debtors’ rights to assert any claims, counterclaims, defenses, rights of setoff or recoupment, or any other claims against any party to the above-captioned case. The Debtors expressly reserve all rights to contest any claims that may be asserted against the Debtors.

1 PLEASE TAKE FURTHER NOTICE that pleadings filed in the Chapter 11 Cases may be obtained
2 free of charge by visiting the website of EPIQ Bankruptcy Motions at <http://dm.epiq11.com/twc>. You
3 may also obtain copies of any pleadings by visiting the Court's website at <https://ecf.deb.uscourts.gov/>
4 (PACER login and password required) in accordance with the procedures and fees set forth therein.
5

6 DATED: March 20, 2018

SEYFARTH SHAW LLP

7
8 By: 

Gerald L. Maatman, Jr.

Laura Wilson Shelby

Attorneys for Defendant

THE WEINSTEIN COMPANY, LLC, a Corp.,

THE WEINSTEIN COMPANY HOLDINGS LLC.,
a Corp.

03/23/2018 09:11:10

EXHIBIT A

03/23/2018

Fill in this information to identify the case:

United States Bankruptcy Court for the:

District of Delaware
(State)Case number (if known): _____ Chapter 11☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

04/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, Instructions for Bankruptcy Forms for Non-Individuals, is available.

1. Debtor's name The Weinstein Company LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names, and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN)

20-2652523

4. Debtor's address

Principal place of business

Mailing address, if different from principal place of business

99 Hudson Street

Number Street

Number Street

4th Floor

P.O. Box

New York, New York 10013

City State Zip Code

City State Zip Code

Location of principal assets, if different from principal place of business

New York County

County

Number Street

City State Zip Code

5. Debtor's website (URL)

www.WeinsteinCo.com

6. Type of debtor

- ☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
- ☐ Partnership (excluding LLP)
- ☐ Other. Specify: _____

Debtor

The Weinstein Company LLC
Name

0620

Doc 1

Filed 03/19/18

2 of 22

7. Describe debtor's business

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

5121

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7
- ☐ Chapter 9
- ☒ Chapter 11. Check all that apply:

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

☒ No☐ Yes.

District _____ When _____ Case number _____

If more than 2 cases, attach a separate list.

District _____ When _____ Case number _____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

☐ No☒ Yes.Debtor See Rider 1 Relationship _____

District _____ When _____

MM / DD / YYYY

List all cases. If more than 1, attach a separate list.

Case number, if known _____

Debtor

The Weinstein Company LLC
Name

0620

Doc 1

Filed 03/19/18

Page 3 of 22

11. Why is the case filed in this district?

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☒ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?☒ No See Rider 2☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention?** (Check all that apply.)☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? _____

☐ It needs to be physically secured or protected from the weather.☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).☐ Other _____**Where is the property?**

Number Street

City

State

ZIP Code

Is the property insured?☐ No☐ Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information**13. Debtor's estimation of available funds**

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors☐ 1-49☐ 1,000-5,000☐ 25,001-50,000☐ 50-99☐ 5,001-10,000☐ 50,001-100,000☐ 100-199☐ 10,001-25,000☐ More than 100,000☒ 200-999**15. Estimated assets**☐ \$0-\$50,000☐ \$1,000,001-\$10 million☒ \$500,000,001-\$1 billion☐ \$50,001-\$100,000☐ \$10,000,001-\$50 million☐ \$1,000,000,001-\$10 billion☐ \$100,001-\$500,000☐ \$50,000,001-\$100 million☐ \$10,000,000,001-\$50 billion☐ \$500,001-\$1 million☐ \$100,000,001-\$500 million☐ More than \$50 billion

Debtor

The Weinstein Company LLC
Name

0620

Doc 1

Filed 03/19/18

4 of 22

16. Estimated liabilities

- | | | |
|--|--|---|
| <input type="checkbox"/> \$0-\$50,000 | <input type="checkbox"/> \$1,000,001-\$10 million | <input checked="" type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

- ☒ The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
- ☒ I have been authorized to file this petition on behalf of the debtor.
- ☒ I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/19/2018
MM / DD / YYYY

X

/s/ Robert Del Genio

Signature of authorized representative of debtor

Robert Del Genio

Printed name

Title Chief Restructuring Officer

18. Signature of attorney

X

/s/ Mark D. Collins

Signature of attorney for debtor

Date 03/19/2018
MM / DD / YYYYMark D. Collins

Printed name

Richards, Layton & Finger, P.A.

Firm name

920 North King Street

Number Street

Wilmington

City

DE
State19801
ZIP Code(302) 651-7700

Contact phone

collins@rlf.com
Email address2981

Bar number

DE
State

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	X	
	:	
In re:	:	Chapter 11
	:	
The Weinstein Company LLC,	:	Case No. 18-____ ()
	:	
Debtor.	:	
	X	

Rider 1

Pending Bankruptcy Cases Filed by the Debtor and Affiliates of the Debtor

On the date hereof, each of the entities listed below (collectively, the “**Debtors**”) filed a voluntary petition in the United States Bankruptcy Court for the District of Delaware for relief under chapter 11 of title 11 of the United States Code. The Debtors have moved for joint administration of their cases with the lead case number assigned to the chapter 11 case of The Weinstein Company Holdings LLC.

- Avenging Eagle SPV, LLC
- Branded Partners LLC
- Check Hook LLC
- CTHD 2 LLC
- Cues TWC (ASCAP), LLC
- Current War SPV, LLC
- DRT Films, LLC
- DRT Rights Management LLC
- FFPAD, LLC
- HRK Films, LLC
- InDirections LLC
- InteliPartners LLC
- ISED, LLC
- MarcoTwo, LLC
- One Chance LLC
- PA Entity 2017, LLC
- Paddington 2, LLC
- PS Post LLC
- Scream 2 TC Borrower, LLC
- Small Screen Productions LLC
- Small Screen Trades LLC
- Spy Kids TV Borrower, LLC
- Team Players LLC

- The Actors Group LLC
- The Giver SPV, LLC
- The Weinstein Company Holdings LLC
- The Weinstein Company LLC
- Tulip Fever LLC
- TWC Borrower 2016, LLC
- TWC Domestic LLC
- TWC Fearless Borrower, LLC
- TWC Library Songs (BMI), LLC
- TWC Loop LLC
- TWC Mist, LLC
- TWC Polaroid SPV, LLC
- TWC Production-Acquisition Borrower 2016, LLC
- TWC Production, LLC
- TWC Replenish Borrower, LLC
- TWC Short Films, LLC
- TWC Untouchable SPV, LLC
- TWC Waco SPV, LLC
- Twenty O Five Holdings, LLC
- W Acquisition Company LLC
- WC Film Completions, LLC
- Weinstein Books, LLC
- Weinstein Development LLC
- Weinstein Global Funding Corp.
- Weinstein Global Film Corp.
- Weinstein Productions LLC
- Weinstein Television LLC
- WTV Guantanamo SPV, LLC
- WTV JCP Borrower 2017, LLC
- WTV Kalief Browder Borrower, LLC
- WTV Scream 3 SPV, LLC
- WTV Yellowstone SPV, LLC

03/19/2018

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	X	
	:	
In re:	:	Chapter 11
	:	
The Weinstein Company LLC,	:	Case No. 18-____ ()
	:	
Debtor.	:	
	X	

Rider 2

Real Property or Personal Property that Needs Immediate Attention

Question 12, among other things, asks the debtor to identify any property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

The above-captioned debtor (the “**Debtor**”) does not believe it owns or possesses any real or personal property that (i) poses a threat of imminent and identifiable hazard to public health or safety, (ii) needs to be physically secured or protected from the weather, or (iii) includes perishable goods or assets that could quickly deteriorate. The Debtor notes that it is not aware of the exact definition of “imminent and identifiable hazard” as used in this form.

**UNANIMOUS WRITTEN CONSENT
OF THE BOARD OF MANAGERS OF
THE WEINSTEIN COMPANY LLC**

March 19, 2018

The undersigned, being all of the members of the Board of Managers (the “**Board**”) of The Weinstein Company LLC, a Delaware limited liability company (the “**Company**”), hereby consent in writing, pursuant to the provisions of applicable law, based on the advice of the Company’s professionals and advisors, and after thorough discussions, to the following actions and hereby adopt the following resolutions:

WHEREAS, in the judgment of the Board, it is desirable and in the best interests of the Company, its creditors, and other interested parties that a petition be filed by the Company and by each of its direct and indirect wholly-owned subsidiaries seeking relief under the provisions of chapter 11 of title 11 of the United States Code (the “**Bankruptcy Code**”) in the United States Bankruptcy Court for the District of Delaware (the “**Chapter 11 Case**”);

WHEREAS, in the judgment of the Board, it is desirable and in the best interests of the Company, its creditors, and other interested parties to, in connection with the Chapter 11 Case, engage the law firm of Cravath, Swaine & Moore LLP (“**Cravath**”), as bankruptcy co-counsel for the Company, and the law firm of Richards, Layton & Finger, P.A. (“**RL&F**”), as bankruptcy co-counsel for the Company, each under a general retainer in the Chapter 11 Case, subject to any requisite bankruptcy court approval;

WHEREAS, in the judgment of the Board, it is desirable and in the best interests of the Company, its creditors, and other interested parties to, in connection with the Chapter 11 Case, engage the firm of FTI Consulting, Inc. (“**FTI**”), to provide the Company with restructuring and interim management services, subject to any requisite bankruptcy court approval;

WHEREAS, in the judgment of the Board, it is desirable and in the best interests of the Company, its creditors, and other interested parties to, in connection with the Chapter 11 Case, engage the firm of Moelis & Company LLC (“**Moelis**”), as investment banker for the Company in the Chapter 11 Case, subject to any requisite bankruptcy court approval; and

WHEREAS, in the judgment of the Board, it is desirable and in the best interests of the Company, its creditors, and other interested parties to, in connection with the Chapter 11 Case, engage the firm of Epiq Bankruptcy Solutions, LLC (“**Epiq**”), as claims agent and administrative advisor for the Company in the Chapter 11 Case, subject to any requisite bankruptcy court approval.

NOW THEREFORE BE IT RESOLVED, that the Company and each of the subsidiaries shall be, and hereby is, authorized and directed to: (a) each file a voluntary petition (collectively, the “**Petition**”) for relief under chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court for the District of Delaware (the “**Bankruptcy Court**”) and (b) perform any and all such acts as are reasonable, advisable, expedient, convenient, proper or necessary to effect the foregoing; and it be further

RESOLVED, that Robert Del Genio and Luke Schaeffer be, and hereby are, appointed as officers of the Company with the titles of Chief Restructuring Officer (the “**CRO**”) and Chief Strategy Officer (the “**CSO**”), respectively, and both the CRO and CSO and each of the other officers of the Company or members of the Board of the Company (each individually, an “**Authorized Person**” and collectively, the “**Authorized Persons**”) shall be, and each of them, acting alone, hereby is, authorized and empowered on behalf of and in the name of the Company and each of the subsidiaries to: (a) verify and execute the Petition, as well as all other ancillary documents, and file, or cause to be filed with the Bankruptcy Court, the Petition and make or cause to be made, prior to execution thereof, any modifications to the Petition or ancillary documents as any such Authorized Person, in such officer’s discretion, deems necessary or desirable to carry out the intent and accomplish the purposes of these resolutions (the approval of which to be conclusively established by the execution thereof by such Authorized Person); (b) verify, execute and file or cause to be filed all petitions, schedules, lists, motions, applications and other papers or documents (including authorization to incur debtor-in-possession indebtedness and to enter into debtor-in-possession loan agreements and related documents) necessary or desirable in connection with the foregoing; and (c) verify and execute or cause to be executed any and all other documents necessary or appropriate in connection therewith in such form or forms as any such Authorized Person may approve; and it be further

RESOLVED, that the Authorized Persons of the Company shall be, and each of them, acting alone, hereby is, authorized and empowered to retain, on behalf of the Company: (a) Cravath, as bankruptcy co-counsel for the Company; (b) RL&F, as bankruptcy co-counsel for the Company; (c) FTI, to provide the Company with restructuring and interim management services; (c) Moelis, as investment banker for the Company; (d) Epiq, as claims agent and administrative advisor for the Company; and (e) such additional professionals, including attorneys, accountants, consultants or brokers, in each case as in such officer’s or officers’ judgment may be necessary or desirable in connection with the Company’s Chapter 11 Case and other related matters, on such terms as such officer or officers shall approve; and it be further

RESOLVED, that the Company shall be, and hereby is, authorized to: (a) borrow funds from, provide guaranties to and undertake related financing transactions (the “**Financing Transactions**”) with such lenders and other parties and on such terms as may be approved by one or more of the Authorized Persons,

as reasonably necessary for the continuing conduct of the business and affairs of the Company and (b) pay related fees and grant security interests in and liens upon, some, all or substantially all of the Company's assets, as may be deemed necessary by any one or more of the Authorized Persons in connection with such Financing Transactions; and it be further

RESOLVED, that the Board hereby approves the form, terms and provisions of the Asset Purchase Agreement (the "**Stalking Horse Agreement**"), between the Company, its debtor affiliates and Buyer (as defined in the Stalking Horse Agreement), in substantially the form submitted to the Board, with such modifications thereto as the Authorized Persons and the Company's management may deem necessary or advisable; and it be further

RESOLVED, that the Company shall be, and hereby is, and the Authorized Persons shall be, and each of them, acting alone, hereby is, in the name of and on behalf of the Company, authorized, directed and empowered to execute and deliver the Stalking Horse Agreement and any documents contemplated by or related to the Stalking Horse Agreement, each in the form or substantially in the form submitted to the Board, with such modifications thereto as the Authorized Persons and the Company's management may deem necessary or advisable; and it be further

RESOLVED, that the Company shall be, and hereby is, and the Authorized Persons shall be, and each of them, acting alone, hereby is, in the name and on behalf of the Company, authorized, directed and empowered to file a motion with the Bankruptcy Court (i) seeking approval of bidding procedures to be used to facilitate a potential sale of all or substantially all of the Company's assets pursuant to section 363 of the Bankruptcy Code (the "**Potential Sale Transaction**"), (ii) seeking approval of Buyer as a stalking horse purchaser (the "**Stalking Horse Bidder**") for the Potential Sale Transaction pursuant to the Stalking Horse Agreement and (iii) seeking approval of the payment of certain fees (including expense reimbursement and breakup fees) to the Stalking Horse Bidder, all substantially in accordance with the summary presented to the Board, subject to such modifications thereto as the Authorized Persons and the Company's management may deem necessary or advisable (the approval of which to be conclusively established by the execution thereof by an Authorized Person); and it be further

RESOLVED, that the Authorized Persons shall be, and each of them alone, hereby is, authorized, directed and empowered, in the name of and on behalf of the Company, to conduct a further marketing process to identify Potential Sale Transactions under the supervision of the Bankruptcy Court; and it be further

RESOLVED, that the Authorized Persons shall be, and each of them alone, hereby is, authorized, directed and empowered, in the name of and on

behalf of the Company, to (a) take actions and negotiate, or cause to be prepared and negotiated, and, subject to Bankruptcy Court approval as required, to execute, deliver, perform and cause the performance of any other agreements (including asset purchase agreements), certificates, instruments, receipts, petitions, motions or other papers or documents in furtherance of, and necessary to effectuate, any Potential Sale Transactions to which the Company is or will be a party and (b) request the Bankruptcy Court to approve any Potential Sale Transaction (including the Potential Sale Transaction contemplated by the Stalking Horse Agreement) and for any related relief; and it be further

RESOLVED, that in addition to the specific authorizations heretofore conferred upon the Authorized Persons of the Company, each of the Authorized Persons of the Company or their designees shall be, and each of them, acting alone, hereby is, authorized, directed and empowered, in the name of and on behalf of the Company and/or the subsidiaries, as applicable, to take or cause to be taken any and all such further actions, to execute and deliver any and all such agreements, certificates, instruments and other documents, including, without limitation, (a) limited liability company agreements of certain subsidiaries or amendments and/or restatements thereof, in the Company's capacity as sole member of such subsidiaries, and (b) further resolutions authorizing or otherwise facilitating the matters described in these resolutions for any subsidiaries, in the Company's capacity as sole member of such subsidiaries, and to pay all expenses, including filing fees, in each case as in such Authorized Person's or Authorized Persons' judgment shall be necessary or desirable in order to fully carry out the intent and accomplish the purposes of the resolutions adopted herein; and it be further

RESOLVED, that any and all acts taken and any and all certificates, instruments, agreements or other documents executed for or on behalf of the Company and any subsidiaries by any Authorized Person prior to the adoption of the foregoing resolutions with regard to any of the transactions, actions, certificates, instruments, agreements or other documents authorized or approved by the foregoing resolutions be, and they hereby are, ratified, confirmed, adopted and approved.

This Unanimous Written Consent may be executed in one or more counterparts.

[Signature page follows]

IN WITNESS WHEREOF, the undersigned, being all of the members of the Board of the Company, have executed this Unanimous Written Consent as of the date first set forth above.

BOARD OF MANAGERS



Robert Weinstein

03/23/2018

Debtor Name The Weinstein Company LLCUnited States Bankruptcy Court for the: District of Delaware
(State)

Case number (If known): _____

Check if this is an
amended filingOfficial Form 204**Chapter 11 or Chapter 9 Cases: Consolidated List of Creditors Who Have the 30 Largest Unsecured Claims and Are Not Insiders****12/15**

A list of creditors holding the thirty (30) largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an *insider*, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the thirty (30) largest unsecured claims.

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1	SARTRACO, INC. C/O LETO BASSUK 777 Brickwell Ave., Ste 600 Miami, FL 33131	Justin Leto, Larry Bassuk 305-577-8448 JLeto@letobassuk.com; lbassuk@letobassuk.com	Judgement Creditor	D	\$17,367,331.00		\$17,367,331.00
2	WANDA PICTURES F18, BlockC, Century Square No. 352, Qingyang Rd. Lanzhou 730030 China	Tian Di 1-880-942-1670 Rhcncpa.com	Film Participant Vendor		\$14,407,220.54		\$14,407,220.54
3	PALISADES MEDIA GROUP INC 1620 26th St. Suite 200S Santa Monica, CA 90404	CONTACT: Russell Dean PHONE: 310-564-5465 FAX: 310-828-7852	Trade Vendor		\$13,731,757.06		\$13,731,757.06
4	BOIES, SCHILLER & FLEXNER (1999) LLC 2200 Corporate Blvd. N.W. Boca Raton, FL 33431	Sherri Venticinqu-Presti 561-886-6000 FAX: 561-886-6006	Film Participant Vendor		\$5,697,646.05		\$5,697,646.05
5	VIACOM INTERNATIONAL 1515 Broadway New York, NY 10036	W. Keyes Hill-Edgar 212-846-6491 FAX: 201-422-6628	Trade Vendor		\$5,613,918.95		\$5,613,918.95
6	CROSS CITY FILMS LTD 74 Rivington Street London EC2A 3AY United Kingdom	Layla Zhang 61 2 9357 0700 lz@see-saw-films.com	Trade Vendor		\$5,610,000.00		\$5,610,000.00

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
7	BOIES, SCHILLER & FLEXNER LLP 2200 Corporate Blvd. N.W. Boca Raton, FL 33431	Sherri Venticinqu-Presti 561-886-6000 FAX: 561-886-6006	Professional Services		\$4,499,926.32		\$4,499,926.32
8	SONY PICTURES ENTERTAINMENT 10202 West Washington Blvd Culver City, CA 90232	David A. Steinberg 310-244-6070 FAX: 310-244-8103	Film Participant Vendor		\$3,720,566.00		\$3,720,566.00
9	FINTAGE COLLECTION ACCOUNT MGMT. BV Schipholweg 71 2316 ZL Leiden The Netherlands	Marcel Hoogenberk 31 71 565 9928 marcel.hoogenberk@fintagehouse.com	Trade Vendor		\$3,327,588.00		\$3,327,588.00
10	O'MELVENY & MYERS LLP 1999 Avenue of the Stars 8th Fl Los Angeles, CA 90067-6035	Matthew Erramouspe 310-553-6700 FAX: 310-246-6779	Professional Services		\$3,154,077.03		\$3,154,077.03
11	LIGHT CHASER ANIMATION Art base one Cuigezhuang Chaoyang District Beijing 100103 China	Zhou Yu Gary@lightchaseranimation.com	Trade Vendor		\$2,250,000.00		\$2,250,000.00
12	LAVELY AND SINGER'S CLIENT TRUST 2049 Century Park east, Suite 2400 Los Angeles, CA 90067	Martin S Singer 310-556-3501 FAX: 310-556-3615	Trade Vendor		\$2,000,000.00		\$2,000,000.00
13	KASIMA, LLC 100 Enterprise Drive, Suite 505 Rockaway, NJ 07866	Mark Kurtz 201-252-4141 FAX: 201-512-4215	Trade Vendor		\$1,936,625.00		\$1,936,625.00
14	ALLIED INTEGRATED MARKETING 233 Broadway, 13th fl New York, NY 10279	Adam Cinque 212-819-8144 ACinque@alliedim.com	Trade Vendor		\$1,931,607.82		\$1,931,607.82
15	GREENBERG GLUSKER FIELDS 1900 Avenue of the Stars, Suite 2100 Los Angeles, CA 90067-4590	Bert Fields 310-785-6842 bfields@greenbergglusker.co	Professional Services		\$1,820,078.15		\$1,820,078.15
16	BRB INTERNATIONAL, S.A. Autovia Fuencarral-Alcobendas, KM12220 Madrid 28049 Spain	Carlos Biern 31 475 560 300 FAX: 31 475 560 144 info@brbbv.com	Trade Vendor		\$1,750,000.00		\$1,750,000.00
17	CREATIVE ARTIST AGENCY 2000 Ave of the Stars, Los Angeles, CA 90067	Marissa Hughes 424-288-2000 Trustfollowuplz@caa.com	Trade Vendor		\$1,494,537.25		\$1,494,537.25

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
18	DEBEVOISE & PLIMPTON LLP 919 Third Avenue, New York, NY 10022	Helen V. Cantwell 212-909-6000 hcantwell@debevoise.com	Professional Services		\$1,438,254.89		\$1,438,254.89
19	Y THEATRICAL LLC 9130 West Sunset Blvd. Los Angeles, CA 90069	David Barnes 310-789-7200 david.barnes@yucaipaco.com	Film Participant Vendor		\$1,385,146.00		\$1,385,146.00
20	TECHNICOLOR Dept. no 7658 Los Angeles, CA 90088-7658	Hunter Simon 805-445-1122 Hunter.Simon@technicolor.com	Trade Vendor		\$1,364,802.87		\$1,364,802.87
21	ACACIA FILMED ENTERTAINMENT 150 Melacon Road, Marksville, LA 71351	Matthew George 609 330 3930 Matt@acaciafilmedentertainment.com	Trade Vendor		\$1,310,832.65		\$1,310,832.65
22	SPEEDEE DISTRIBUTION, LLC 150 W 22nd St. FL 9, New York, NY 10011-6556	Glen Basner 917-484-8918 FAX: 917-484-8901 gbasner@filmnation.com	Trade Vendor		\$1,250,000.00		\$1,250,000.00
23	AMERICAN EXPRESS CARD MEMBER WIRE DEPOSITORY 1 Chase Plaza, New York, NY 10081	Christina Nunez-Gonzalez 602-537-6385 Christina.E.Nunez-Gonzalez@aexp.com	Trade Vendor		\$1,243,350.14		\$1,243,350.14
24	WALT DISNEY PICTURES AND TELEVISION 500 S Buena Vista St. Burbank, CA 91521	Chris Arroyo 818-560-1000 Chris.Arroyo@disney.com	Film Participant Vendor		\$1,137,734.00		\$1,137,734.00
25	SEYFARTH SHAW LLP 233 South Wacker Drive Suite 8000 Chicago, IL 60606	Gerald L. Maatman, Jr. 312-460-7965 gmaatman@seyfarth.com	Professional Services		\$1,114,433.27		\$1,114,433.27
26	22ND AND INDIANA INCORPORATED C/O Creative Artists Agency 2000 Avenue of the Stars Los Angeles, CA 90067	Marissa Hughes 424-288-2000 Trustfollowuplz@caa.com	Film Participant Vendor		\$940,706.00		\$940,706.00
27	CANAL PRODUCTIONS C/O Creative Artists Agency 2000 Avenue of the Stars Los Angeles, CA 90067	Marissa Hughes 424-288-2000 Trustfollowuplz@caa.com	Film Participant Vendor		\$940,706.00		\$940,706.00
28	KANZEON CORP 4020 Mandeville Canyon Rd Los Angeles, CA 90049	David O. Russell 424-288-2000 Trustfollowuplz@caa.com	Film Participant Vendor		\$940,706.00		\$940,706.00

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
29	PHASE 2 DIGITAL CINEMA CORP. 902 Broadway 9th Fl New York, NY 10010	Frank Lupo 212-206-8600 flupo@cinedigm.com	Trade Vendor		\$902,806.50		\$902,806.50
30	BARNES & THORNBURG 2029 Century Park East, Suite 300 Los Angeles, CA 90067-2904	Leasa Anderson 310-284-3880 Leasa.Anderson@btlaw.com	Professional Services		\$858,994.84		\$858,994.84

03/23/2018

Fill in this information to identify the case and this filing:

Debtor Name The Weinstein Company LLC

United States Bankruptcy Court for the: District of Delaware
(State)

Case number (If known): _____

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors 12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets--Real and Personal Property (Official Form 206A/B)*
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D)*
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)*
- ☐ *Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G)*
- ☐ *Schedule H: Codebtors (Official Form 206H)*
- ☐ *Summary of Assets and Liabilities for Non-Individuals (Official Form 206Sum)*
- ☐ *Amended Schedule _____*
- ☐ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)*
- ☒ *Other document that requires a declaration Consolidated List of Creditors Who Have the 30 Largest Unsecured Claims and are Not Insiders*

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/19/2018
MM / DD / YYYY

/s/ Robert Del Genio
Signature of individual signing on behalf of debtor

Robert Del Genio
Printed name

Chief Restructuring Officer
Position or relationship to debtor

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

-----X
In re: : Chapter 11
The Weinstein Company LLC, : Case No. 18-____ (____)
Debtor. :
-----X

STATEMENT OF CORPORATE OWNERSHIP

Pursuant to Rules 1007(a)(1) and 7007.1 of the Federal Rules of Bankruptcy Procedure, the undersigned authorized officer of the above-captioned debtor (the “**Debtor**”) certifies that the following corporate entities directly or indirectly own 10% or more of the Debtor:

Woodland Asset Holdings LLC
The Weinstein Company Holdings LLC

03/23/2018

Fill in this information to identify the case and this filing:

Debtor Name The Weinstein Company LLC

United States Bankruptcy Court for the: District of Delaware
(State)

Case number (If known): _____

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors 12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ Schedule A/B: Assets—Real and Personal Property (Official Form 206A/B)
- ☐ Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D)
- ☐ Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)
- ☐ Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G)
- ☐ Schedule H: Codebtors (Official Form 206H)
- ☐ Summary of Assets and Liabilities for Non-Individuals (Official Form 206Sum)
- ☐ Amended Schedule _____
- ☐ Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)
- ☒ Other document that requires a declaration Statement of Corporate Ownership

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/19/2018
MM / DD / YYYY

/s/ Robert Del Genio
Signature of individual signing on behalf of debtor

Robert Del Genio
Printed name

Chief Restructuring Officer
Position or relationship to debtor

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	-----X	
	:	
In re:	:	Chapter 11
	:	
The Weinstein Company LLC,	:	Case No. 18-_____ ()
	:	
Debtor.	:	
	-----X	

LIST OF EQUITY SECURITY HOLDERS

Pursuant to Federal Rule of Bankruptcy Procedure 1007(a)(3), the above-captioned debtor hereby provides the following name and address of the sole holder of its limited liability company interests:

Name and Address of Interest Holder	Percentage of Interests Held
The Weinstein Company Holdings LLC 99 Hudson Street, 4th Floor New York, NY 10013	100%

Fill in this information to identify the case and this filing:

Debtor Name The Weinstein Company LLC

United States Bankruptcy Court for the: District of Delaware
(State)

Case number (If known): _____

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors 12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ Schedule A/B: Assets—Real and Personal Property (Official Form 206A/B)
- ☐ Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D)
- ☐ Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)
- ☐ Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G)
- ☐ Schedule H: Codebtors (Official Form 206H)
- ☐ Summary of Assets and Liabilities for Non-Individuals (Official Form 206Sum)
- ☐ Amended Schedule _____
- ☐ Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)
- ☒ Other document that requires a declaration List of Equity Security Holders

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/19/2018
MM / DD / YYYY

/s/ Robert Del Genio
Signature of individual signing on behalf of debtor

Robert Del Genio
Printed name

Chief Restructuring Officer
Position or relationship to debtor

0000000000

EXHIBIT B

05/03/2018

Fill in this information to identify the case:

United States Bankruptcy Court for the:

District of Delaware
(State)Case number (if known): Chapter 11☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

04/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, Instructions for Bankruptcy Forms for Non-Individuals, is available.

1. Debtor's name The Weinstein Company Holdings LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names, and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 20-2183837

4. Debtor's address

Principal place of business

Mailing address, if different from principal place of business

99 Hudson Street

Number Street

Number Street

4th Floor

P.O. Box

New York, New York 10013

City State Zip Code

City State Zip Code

Location of principal assets, if different from principal place of business

New York County

County

Number Street

City State Zip Code

5. Debtor's website (URL) www.WeinsteinCo.com

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))☐ Partnership (excluding LLP)☐ Other. Specify: _____

Debtor The Weinstein Company Case 10601 Doc 1 Filed 03/19/18 Page 2 of 31

7. Describe debtor's business

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

5121

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7
- ☐ Chapter 9
- ☒ Chapter 11. Check all that apply:
- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.
- ☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

☒ No

☐ Yes. District _____ When MM / DD / YYYY Case number _____

District _____ When MM / DD / YYYY Case number _____

If more than 2 cases, attach a separate list.

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

☐ No

☒ Yes. Debtor See Rider 1 Relationship _____

District _____ When MM / DD / YYYY

Case number, if known _____

List all cases. If more than 1, attach a separate list.

Debtor

The Weinstein Company
Name

Case 1:18-cv-05414-RA Document 1-13 Filed 05/03/18 Page 118 of 159

11. Why is the case filed in this district?

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?☒ No See Rider 2☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention?** (Check all that apply.)☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? _____

☐ It needs to be physically secured or protected from the weather.☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).☐ Other _____**Where is the property?**

Number Street

City

State

ZIP Code

Is the property insured?☐ No☐ Yes. Insurance agency _____

Contact name _____

Phone _____

Statistical and administrative information**13. Debtor's estimation of available funds**

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors☐ 1-49☐ 1,000-5,000☐ 25,001-50,000☐ 50-99☐ 5,001-10,000☐ 50,001-100,000☐ 100-199☐ 10,001-25,000☐ More than 100,000☒ 200-999**15. Estimated assets**☐ \$0-\$50,000☐ \$1,000,001-\$10 million☒ \$500,000,001-\$1 billion☐ \$50,001-\$100,000☐ \$10,000,001-\$50 million☐ \$1,000,000,001-\$10 billion☐ \$100,001-\$500,000☐ \$50,000,001-\$100 million☐ \$10,000,000,001-\$50 billion☐ \$500,001-\$1 million☐ \$100,000,001-\$500 million☐ More than \$50 billion

Debtor The Weinstein Company Case 18-10601 Doc 1 Filed 03/19/18 Page 4 of 31
Name

16. Estimated liabilities
- | | | |
|--|--|---|
| <input type="checkbox"/> \$0-\$50,000 | <input type="checkbox"/> \$1,000,001-\$10 million | <input checked="" type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor
- The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
 - I have been authorized to file this petition on behalf of the debtor.
 - I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/19/2018
MM / DD / YYYY

X /s/ Robert Del Genio Robert Del Genio
Signature of authorized representative of debtor Printed name
Title Chief Restructuring Officer

18. Signature of attorney
- X /s/ Mark D. Collins Date 03/19/2018
Signature of attorney for debtor MM / DD / YYYY

Mark D. Collins
Printed name

Richards, Layton & Finger, P.A.
Firm name

920 North King Street
Number Street

Wilmington
City

DE
State

19801
ZIP Code

(302) 651-7700
Contact phone

collins@rlf.com
Email address

2981
Bar number

DE
State

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	X	
	:	
In re:	:	Chapter 11
	:	
The Weinstein Company Holdings LLC,	:	Case No. 18-____ ()
	:	
Debtor.	:	

Rider 1

Pending Bankruptcy Cases Filed by the Debtor and Affiliates of the Debtor

On the date hereof, each of the entities listed below (collectively, the “**Debtors**”) filed a voluntary petition in the United States Bankruptcy Court for the District of Delaware for relief under chapter 11 of title 11 of the United States Code. The Debtors have moved for joint administration of their cases with the lead case number assigned to the chapter 11 case of The Weinstein Company Holdings LLC.

- Avenging Eagle SPV, LLC
- Branded Partners LLC
- Check Hook LLC
- CTHD 2 LLC
- Cues TWC (ASCAP), LLC
- Current War SPV, LLC
- DRT Films, LLC
- DRT Rights Management LLC
- FFPAD, LLC
- HRK Films, LLC
- InDirections LLC
- InteliPartners LLC
- ISED, LLC
- MarcoTwo, LLC
- One Chance LLC
- PA Entity 2017, LLC
- Paddington 2, LLC
- PS Post LLC
- Scream 2 TC Borrower, LLC
- Small Screen Productions LLC
- Small Screen Trades LLC
- Spy Kids TV Borrower, LLC
- Team Players LLC

03/23/2018

- The Actors Group LLC
- The Giver SPV, LLC
- The Weinstein Company Holdings LLC
- The Weinstein Company LLC
- Tulip Fever LLC
- TWC Borrower 2016, LLC
- TWC Domestic LLC
- TWC Fearless Borrower, LLC
- TWC Library Songs (BMI), LLC
- TWC Loop LLC
- TWC Mist, LLC
- TWC Polaroid SPV, LLC
- TWC Production-Acquisition Borrower 2016, LLC
- TWC Production, LLC
- TWC Replenish Borrower, LLC
- TWC Short Films, LLC
- TWC Untouchable SPV, LLC
- TWC Waco SPV, LLC
- Twenty O Five Holdings, LLC
- W Acquisition Company LLC
- WC Film Completions, LLC
- Weinstein Books, LLC
- Weinstein Development LLC
- Weinstein Global Funding Corp.
- Weinstein Global Film Corp.
- Weinstein Productions LLC
- Weinstein Television LLC
- WTV Guantanamo SPV, LLC
- WTV JCP Borrower 2017, LLC
- WTV Kalief Browder Borrower, LLC
- WTV Scream 3 SPV, LLC
- WTV Yellowstone SPV, LLC

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	X	
	:	
In re:	:	Chapter 11
	:	
The Weinstein Company Holdings LLC,	:	Case No. 18-____ ()
	:	
Debtor.	:	
	X	

Rider 2

Real Property or Personal Property that Needs Immediate Attention

Question 12, among other things, asks the debtor to identify any property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

The above-captioned debtor (the “**Debtor**”) does not believe it owns or possesses any real or personal property that (i) poses a threat of imminent and identifiable hazard to public health or safety, (ii) needs to be physically secured or protected from the weather, or (iii) includes perishable goods or assets that could quickly deteriorate. The Debtor notes that it is not aware of the exact definition of “imminent and identifiable hazard” as used in this form.

**UNANIMOUS WRITTEN
CONSENT OF THE BOARD OF REPRESENTATIVES
OF THE WEINSTEIN COMPANY HOLDINGS LLC**

March 19, 2018

The undersigned, being all of the members of the Board of Representatives (the “**Board**”) of The Weinstein Company Holdings LLC, a Delaware limited liability company (the “**Company**”), hereby consent in writing, pursuant to the provisions of applicable law, based on the advice of the Company’s professionals and advisors, and after thorough discussions, to the following actions and hereby adopt the following resolutions:

WHEREAS, in the judgment of the Board, it is desirable and in the best interests of the Company, its creditors, and other interested parties that a petition be filed by the Company and by each of its direct and indirect wholly-owned subsidiaries listed on Schedule A hereto (the “**Subsidiaries**”) seeking relief under the provisions of chapter 11 of title 11 of the United States Code (the “**Bankruptcy Code**”) in the United States Bankruptcy Court for the District of Delaware (the “**Chapter 11 Case**”);

WHEREAS, in the judgment of the Board, it is desirable and in the best interests of the Company, its creditors, and other interested parties to, in connection with the Chapter 11 Case, engage the law firm of Cravath, Swaine & Moore LLP (“**Cravath**”), as bankruptcy co-counsel for the Company, and the law firm of Richards, Layton & Finger, P.A. (“**RL&F**”), as bankruptcy co-counsel for the Company, each under a general retainer in the Chapter 11 Case, subject to any requisite bankruptcy court approval;

WHEREAS, in the judgment of the Board, it is desirable and in the best interests of the Company, its creditors, and other interested parties to, in connection with the Chapter 11 Case, engage the firm of FTI Consulting, Inc. (“**FTI**”), to provide the Company with restructuring and interim management services, subject to any requisite bankruptcy court approval;

WHEREAS, in the judgment of the Board, it is desirable and in the best interests of the Company, its creditors, and other interested parties to, in connection with the Chapter 11 Case, engage the firm of Moelis & Company LLC (“**Moelis**”), as investment banker for the Company in the Chapter 11 Case, subject to any requisite bankruptcy court approval; and

WHEREAS, in the judgment of the Board, it is desirable and in the best interests of the Company, its creditors, and other interested parties to, in connection with the Chapter 11 Case, engage the firm of Epiq Bankruptcy Solutions, LLC (“**Epiq**”), as claims agent and administrative advisor for the Company in the Chapter 11 Case, subject to any requisite bankruptcy court approval.

NOW THEREFORE BE IT RESOLVED, that the Company and each of the Subsidiaries shall be, and hereby is, authorized and directed to: (a) each file a voluntary petition (collectively, the "**Petition**") for relief under chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court for the District of Delaware (the "**Bankruptcy Court**") and (b) perform any and all such acts as are reasonable, advisable, expedient, convenient, proper or necessary to effect the foregoing; and it be further

RESOLVED, that Robert Del Genio and Luke Schaeffer be, and hereby are, appointed as officers of the Company with the titles of Chief Restructuring Officer (the "**CRO**") and Chief Strategy Officer (the "**CSO**"), respectively, and both the CRO and CSO and each of the other officers of the Company or members of the Board of the Company (each individually, an "**Authorized Person**" and collectively, the "**Authorized Persons**") shall be, and each of them, acting alone, hereby is, authorized and empowered on behalf of and in the name of the Company and each of the subsidiaries to: (a) verify and execute the Petition, as well as all other ancillary documents, and file, or cause to be filed with the Bankruptcy Court, the Petition and make or cause to be made, prior to execution thereof, any modifications to the Petition or ancillary documents as any such Authorized Person, in such officer's discretion, deems necessary or desirable to carry out the intent and accomplish the purposes of these resolutions (the approval of which to be conclusively established by the execution thereof by such Authorized Person); (b) verify, execute and file or cause to be filed all petitions, schedules, lists, motions, applications and other papers or documents (including authorization to incur debtor-in-possession indebtedness and to enter into debtor-in-possession loan agreements and related documents) necessary or desirable in connection with the foregoing; and (c) verify and execute or cause to be executed any and all other documents necessary or appropriate in connection therewith in such form or forms as any such Authorized Person may approve; and it be further

RESOLVED, that the Authorized Persons of the Company shall be, and each of them, acting alone, hereby is, authorized and empowered to retain, on behalf of the Company: (a) Cravath, as bankruptcy co-counsel for the Company; (b) RL&F, as bankruptcy co-counsel for the Company; (c) FTI, to provide the Company with restructuring and interim management services; (d) Moelis, as investment banker for the Company; (e) Epiq, as claims agent and administrative advisor for the Company; and (f) such additional professionals, including attorneys, accountants, consultants or brokers, in each case as in such officer's or officers' judgment may be necessary or desirable in connection with the Company's Chapter 11 Case and other related matters, on such terms as such officer or officers shall approve; and it be further

RESOLVED, that the Company shall be, and hereby is, authorized to: (a) borrow funds from, provide guaranties to and undertake related financing transactions (the "**Financing Transactions**") with such lenders and other parties

and on such terms as may be approved by one or more of the Authorized Persons, as reasonably necessary for the continuing conduct of the business and affairs of the Company and (b) pay related fees and grant security interests in and liens upon, some, all or substantially all of the Company's assets, as may be deemed necessary by any one or more of the Authorized Persons in connection with such Financing Transactions; and it be further

RESOLVED, that the Board hereby approves the form, terms and provisions of the Asset Purchase Agreement (the "**Stalking Horse Agreement**"), between the Company, its debtor affiliates and Buyer (as defined in the Stalking Horse Agreement), in substantially the form submitted to the Board, with such modifications thereto as the Authorized Persons and the Company's management may deem necessary or advisable; and it be further

RESOLVED, that the Company shall be, and hereby is, and the Authorized Persons shall be, and each of them, acting alone, hereby is, in the name of and on behalf of the Company, authorized, directed and empowered to execute and deliver the Stalking Horse Agreement and any documents contemplated by or related to the Stalking Horse Agreement, each in the form or substantially in the form submitted to the Board, with such modifications thereto as the Authorized Persons and the Company's management may deem necessary or advisable; and it be further

RESOLVED, that the Company shall be, and hereby is, and the Authorized Persons shall be, and each of them, acting alone, hereby is, in the name and on behalf of the Company, authorized, directed and empowered to file a motion with the Bankruptcy Court (i) seeking approval of bidding procedures to be used to facilitate a potential sale of all or substantially all of the Company's assets pursuant to section 363 of the Bankruptcy Code (the "**Potential Sale Transaction**"), (ii) seeking approval of Buyer as a stalking horse purchaser (the "**Stalking Horse Bidder**") for the Potential Sale Transaction pursuant to the Stalking Horse Agreement and (iii) seeking approval of the payment of certain fees (including expense reimbursement and breakup fees) to the Stalking Horse Bidder, all substantially in accordance with the summary presented to the Board, subject to such modifications thereto as the Authorized Persons and the Company's management may deem necessary or advisable (the approval of which to be conclusively established by the execution thereof by an Authorized Person); and it be further

RESOLVED, that the Authorized Persons shall be, and each of them alone, hereby is, authorized, directed and empowered, in the name of and on behalf of the Company, to conduct a further marketing process to identify Potential Sale Transactions under the supervision of the Bankruptcy Court; and it be further

RESOLVED, that the Authorized Persons shall be, and each of them alone, hereby is, authorized, directed and empowered, in the name of and on behalf of the Company, to (a) take actions and negotiate, or cause to be prepared and negotiated, and, subject to Bankruptcy Court approval as required, to execute, deliver, perform and cause the performance of any other agreements (including asset purchase agreements), certificates, instruments, receipts, petitions, motions or other papers or documents in furtherance of, and necessary to effectuate, any Potential Sale Transactions to which the Company is or will be a party and (b) request the Bankruptcy Court to approve any Potential Sale Transaction (including the Potential Sale Transaction contemplated by the Stalking Horse Agreement) and for any related relief; and it be further

RESOLVED, that in addition to the specific authorizations heretofore conferred upon the Authorized Persons of the Company, each of the Authorized Persons of the Company or their designees shall be, and each of them, acting alone, hereby is, authorized, directed and empowered, in the name of and on behalf of the Company and/or the subsidiaries, as applicable, to take or cause to be taken any and all such further actions, to execute and deliver any and all such agreements, certificates, instruments and other documents, including, without limitation, (a) limited liability company agreements of certain subsidiaries or amendments and/or restatements thereof, in the Company's capacity as sole member of such subsidiaries, and (b) further resolutions authorizing or otherwise facilitating the matters described in these resolutions for any subsidiaries, in the Company's capacity as sole member of such subsidiaries, and to pay all expenses, including filing fees, in each case as in such Authorized Person's or Authorized Persons' judgment shall be necessary or desirable in order to fully carry out the intent and accomplish the purposes of the resolutions adopted herein; and it be further

RESOLVED, that any and all acts taken and any and all certificates, instruments, agreements or other documents executed for or on behalf of the Company and any subsidiaries by any Authorized Person prior to the adoption of the foregoing resolutions with regard to any of the transactions, actions, certificates, instruments, agreements or other documents authorized or approved by the foregoing resolutions be, and they hereby are, ratified, confirmed, adopted and approved.

This Unanimous Written Consent may be executed in one or more counterparts.

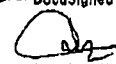
[Signature page follows]

DocuSign Envelope ID: 41FECB27-AA32-4D05-8793-D03838AB19AB

IN WITNESS WHEREOF, the undersigned, being all of the members of the Board of the Company, have executed this Unanimous Written Consent as of the date first set forth above.

BOARD OF REPRESENTATIVES

Tarak Ben Ammar
Class A Representative

DocuSigned by:

0E10CD00E1FE4B2...

Lance Maerov
Class A Representative

Robert Weinstein
Class W Representative

Frank Rainone
Class W Representative

03/23/2018

[The Weinstein Company Holdings LLC]

DocuSign Envelope ID: 9D6E56A5-6C7F-4258-B58B-90C9240809E9

IN WITNESS WHEREOF, the undersigned, being all of the members of the Board of the Company, have executed this Unanimous Written Consent as of the date first set forth above.

BOARD OF REPRESENTATIVES

Tarak Ben Ammar
Class A Representative

Docusigned by:

Lance E7F2D82337334DA...
Class A Representative

Robert Weinstein
Class W Representative

Frank Rainone
Class W Representative

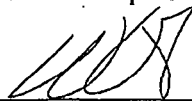
[The Weinstein Company Holdings LLC]

IN WITNESS WHEREOF, the undersigned, being all of the members of the Board of the Company, have executed this Unanimous Written Consent as of the date first set forth above.

BOARD OF REPRESENTATIVES

Tarak Ben Ammar
Class A Representative

Lance Maerov
Class A Representative



Robert Weinstein
Class W Representative

Frank Rainone
Class W Representative

03/19/2018

[The Weinstein Company Holdings LLC]

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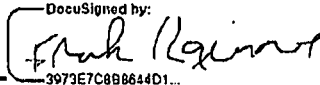
IN WITNESS WHEREOF, the undersigned, being all of the members of the Board of the Company, have executed this Unanimous Written Consent as of the date first set forth above.

BOARD OF REPRESENTATIVES

Tarak Ben Ammar
Class A Representative

Lance Maerov
Class A Representative

Robert Weinstein
Class W Representative

DocuSigned by:

3973E7C8B8644D1...

Frank Rainone
Class W Representative

03/23/2018

[The Weinstein Company Holdings LLC]

Schedule A

Avenging Eagle SPV, LLC
 Branded Partners LLC
 Check Hook LLC
 CTHD 2 LLC
 Cues TWC (ASCAP), LLC
 Current War SPV, LLC
 DRT Films, LLC
 DRT Rights Management LLC
 FFPAD, LLC
 HRK Films, LLC
 InDirections LLC
 InteliPartners LLC
 ISED, LLC
 MarcoTwo, LLC
 One Chance LLC
 PA Entity 2017, LLC
 Paddington 2, LLC
 PS Post LLC
 Scream 2 TC Borrower, LLC
 Small Screen Productions LLC
 Small Screen Trades LLC
 Spy Kids TV Borrower, LLC
 Team Players LLC
 The Actors Group LLC
 The Giver SPV, LLC
 The Weinstein Company LLC
 Tulip Fever LLC
 TWC Borrower 2016, LLC
 TWC Domestic LLC
 TWC Fearless Borrower, LLC
 TWC Library Songs (BMI), LLC
 TWC Loop LLC
 TWC Mist, LLC
 TWC Polaroid SPV, LLC
 TWC Production-Acquisition Borrower 2016, LLC
 TWC Production, LLC
 TWC Replenish Borrower, LLC
 TWC Short Films, LLC
 TWC Untouchable SPV, LLC
 TWC Waco SPV, LLC
 Twenty O Five Holdings, LLC
 W Acquisition Company LLC
 WC Film Completions, LLC
 Weinstein Books, LLC

Weinstein Development LLC
Weinstein Global Funding Corp.
Weinstein Global Film Corp.
Weinstein Productions LLC
Weinstein Television LLC
WTV Guantanamo SPV, LLC
WTV JCP Borrower 2017, LLC
WTV Kalief Browder Borrower, LLC
WTV Scream 3 SPV, LLC
WTV Yellowstone SPV, LLC

03/23/2018

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	-X	
	:	
In re:	:	Chapter 11
	:	
The Weinstein Company Holdings LLC,	:	Case No. 18-____ ()
	:	
Debtor.	:	
	-X	

**CONSOLIDATED LIST OF CREDITORS WHO HAVE THE
THIRTY (30) LARGEST UNSECURED CLAIMS AND ARE NOT INSIDERS**

The above-captioned debtor and its debtor affiliates (collectively, the “Debtors”) hereby certify that the *Consolidated List of Creditors Who Have the 30 Largest Unsecured Claims and Are Not Insiders* submitted herewith contains the names and addresses of the Debtors’ consolidated top thirty (30) unsecured creditors (the “**Top Thirty List**”). The list has been prepared from the Debtors’ unaudited books and records as of the Petition Date. The Top Thirty List was prepared in accordance with Rule 1007(d) of the Federal Rules of Bankruptcy Procedure for filing in the Debtors’ chapter 11 cases. The Top Thirty List does not include: (1) persons who come within the definition of an “insider” set forth in 11 U.S.C. § 101(31) or (2) secured creditors, unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the thirty (30) largest unsecured claims. The information presented in the Top Thirty List shall not constitute an admission by, nor is it binding on, the Debtors. Moreover, nothing herein shall affect the Debtors’ right to challenge the amount or characterization of any claim at a later date. The failure of the Debtors to list a claim as contingent, unliquidated or disputed does not constitute a waiver of the Debtors’ right to contest the validity, priority, and/or amount of any such claim.

03/23/2018

Debtor Name The Weinstein Company Holdings LLCUnited States Bankruptcy Court for the: District of Delaware
(State)

Case number (if known): _____

Check if this is an
amended filingOfficial Form 204**Chapter 11 or Chapter 9 Cases: Consolidated List of Creditors Who Have the 30 Largest
Unsecured Claims and Are Not Insiders****12/15**

A list of creditors holding the thirty (30) largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an *insider*, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the thirty (30) largest unsecured claims.

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1	SARTRACO, INC. C/O LETO BASSUK 777 Brickwell Ave., Ste 600 Miami, FL 33131	Justin Leto, Larry Bassuk 305-577-8448 JLeto@letobassuk.com; lbassuk@letobassuk.com	Judgement Creditor	D	\$17,367,331.00		\$17,367,331.00
2	WANDA PICTURES F18, BlockC, Century Square No. 352, Qingyang Rd. Lanzhou 730030 China	Tian Di 1-880-942-1670 Rhcnepa.com	Film Participant Vendor		\$14,407,220.54		\$14,407,220.54
3	PALISADES MEDIA GROUP INC 1620 26th St. Suite 200S Santa Monica, CA 90404	CONTACT: Russell Dean PHONE: 310-564-5465 FAX: 310-828-7852	Trade Vendor		\$13,731,757.06		\$13,731,757.06
4	BOIES, SCHILLER & FLEXNER (1999) LLC 2200 Corporate Blvd. N.W. Boca Raton, FL 33431	Sherri Venticinque-Presti 561-886-6000 FAX: 561-886-6006	Film Participant Vendor		\$5,697,646.05		\$5,697,646.05
5	VIACOM INTERNATIONAL 1515 Broadway New York, NY 10036	W. Keyes Hill-Edgar 212-846-6491 FAX: 201-422-6628	Trade Vendor		\$5,613,918.95		\$5,613,918.95
6	CROSS CITY FILMS LTD 74 Rivington Street London EC2A 3AY United Kingdom	Layla Zhang 61 2 9357 0700 lz@see-saw-films.com	Trade Vendor		\$5,610,000.00		\$5,610,000.00

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
7	BOIES, SCHILLER & FLEXNER LLP 2200 Corporate Blvd. N.W. Boca Raton, FL 33431	Sherri Venticinque-Presti 561-886-6000 FAX: 561-886-6006	Professional Services		\$4,499,926.32		\$4,499,926.32
8	SONY PICTURES ENTERTAINMENT 10202 West Washington Blvd Culver City, CA 90232	David A. Steinberg 310-244-6070 FAX: 310-244-8103	Film Participant Vendor		\$3,720,566.00		\$3,720,566.00
9	FINTAGE COLLECTION ACCOUNT MGMT. BV Schipholweg 71 2316 ZL Leiden The Netherlands	Marcel Hoogenberk 31 71 565 9928 marcel.hoogenberk@fintagehouse.com	Trade Vendor		\$3,327,588.00		\$3,327,588.00
10	O'MELVENY & MYERS LLP 1999 Avenue of the Stars 8th Fl Los Angeles, CA 90067-6035	Matthew Erramouspe 310-553-6700 FAX: 310-246-6779	Professional Services		\$3,154,077.03		\$3,154,077.03
11	LIGHT CHASER ANIMATION Art base one Cuigezhuang Chaoyang District Beijing 100103 China	Zhou Yu Gary@lightchaseranimation.com	Trade Vendor		\$2,250,000.00		\$2,250,000.00
12	LAVELY AND SINGER'S CLIENT TRUST 2049 Century Park east, Suite 2400 Los Angeles, CA 90067	Martin S Singer 310-556-3501 FAX: 310-556-3615	Trade Vendor		\$2,000,000.00		\$2,000,000.00
13	KASIMA, LLC 100 Enterprise Drive, Suite 505 Rockaway, NJ 07866	Mark Kurtz 201-252-4141 FAX: 201-512-4215	Trade Vendor		\$1,936,625.00		\$1,936,625.00
14	ALLIED INTEGRATED MARKETING 233 Broadway, 13th fl New York, NY 10279	Adam Cinque 212-819-8144 ACinque@alliedim.com	Trade Vendor		\$1,931,607.82		\$1,931,607.82
15	GREENBERG GLUSKER FIELDS 1900 Avenue of the Stars, Suite 2100 Los Angeles, CA 90067-4590	Bert Fields 310-785-6842 bfields@greenbergglusker.co	Professional Services		\$1,820,078.15		\$1,820,078.15
16	BRB INTERNATIONAL, S.A. Autovia Fuencarral-Alcobendas, KM12220 Madrid 28049 Spain	Carlos Biern 31 475 560 300 FAX: 31 475 560 144 info@brbbv.com	Trade Vendor		\$1,750,000.00		\$1,750,000.00
17	CREATIVE ARTIST AGENCY 2000 Ave of the Stars, Los Angeles, CA 90067	Marissa Hughes 424-288-2000 Trustfollowuplz@caa.com	Trade Vendor		\$1,494,537.25		\$1,494,537.25

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
18	DEBEVOISE & PLIMPTON LLP 919 Third Avenue, New York, NY 10022	Helen V. Cantwell 212-909-6000 hcantwell@debevoise.com	Professional Services		\$1,438,254.89		\$1,438,254.89
19	Y THEATRICAL LLC 9130 West Sunset Blvd. Los Angeles, CA 90069	David Barnes 310-789-7200 david.barnes@yucaipaco.com	Film Participant Vendor		\$1,385,146.00		\$1,385,146.00
20	TECHNICOLOR Dept. no 7658 Los Angeles, CA 90088-7658	Hunter Simon 805-445-1122 Hunter.Simon@technicolor.com	Trade Vendor		\$1,364,802.87		\$1,364,802.87
21	ACACIA FILMED ENTERTAINMENT 150 Melacon Road, Marksville, LA 71351	Matthew George 609 330 3930 Matt@acaciafilmedentertainment.com	Trade Vendor		\$1,310,832.65		\$1,310,832.65
22	SPEEDEE DISTRIBUTION, LLC 150 W 22nd St. FL 9, New York, NY 10011-6556	Glen Basner 917-484-8918 FAX: 917-484-8901 gbasner@filmnation.com	Trade Vendor		\$1,250,000.00		\$1,250,000.00
23	AMERICAN EXPRESS CARD MEMBER WIRE DEPOSITORY 1 Chase Plaza, New York, NY 10081	Christina Nunez-Gonzalez 602-537-6385 Christina.E.Nunez-Gonzalez@aexp.com	Trade Vendor		\$1,243,350.14		\$1,243,350.14
24	WALT DISNEY PICTURES AND TELEVISION 500 S Buena Vista St. Burbank, CA 91521	Chris Arroyo 818-560-1000 Chris.Arroyo@disney.com	Film Participant Vendor		\$1,137,734.00		\$1,137,734.00
25	SEYFARTH SHAW LLP 233 South Wacker Drive Suite 8000 Chicago, IL 60606	Gerald L. Maatman, Jr. 312-460-7965 gmaatman@seyfarth.com	Professional Services		\$1,114,433.27		\$1,114,433.27
26	22ND AND INDIANA INCORPORATED C/O Creative Artists Agency 2000 Avenue of the Stars Los Angeles, CA 90067	Marissa Hughes 424-288-2000 Trustfollowuplz@caa.com	Film Participant Vendor		\$940,706.00		\$940,706.00
27	CANAL PRODUCTIONS C/O Creative Artists Agency 2000 Avenue of the Stars Los Angeles, CA 90067	Marissa Hughes 424-288-2000 Trustfollowuplz@caa.com	Film Participant Vendor		\$940,706.00		\$940,706.00
28	KANZEON CORP 4020 Mandeville Canyon Rd Los Angeles, CA 90049	David O. Russell 424-288-2000 Trustfollowuplz@caa.com	Film Participant Vendor		\$940,706.00		\$940,706.00

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
29	PHASE 2 DIGITAL CINEMA CORP. 902 Broadway 9th Fl New York, NY 10010	Frank Lupo 212-206-8600 flupo@cinedigm.com	Trade Vendor		\$902,806.50		\$902,806.50
30	BARNES & THORNBURG 2029 Century Park East, Suite 300 Los Angeles, CA 90067-2904	Leasa Anderson 310-284-3880 Leasa.Anderson@btlaw.com	Professional Services		\$858,994.84		\$858,994.84

03/23/2018

Fill in this information to identify the case and this filing:

Debtor Name The Weinstein Company Holdings LLC

United States Bankruptcy Court for the: District of Delaware
(State)

Case number (if known): _____

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors 12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets--Real and Personal Property (Official Form 206A/B)*
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D)*
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)*
- ☐ *Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G)*
- ☐ *Schedule H: Codebtors (Official Form 206H)*
- ☐ *Summary of Assets and Liabilities for Non-Individuals (Official Form 206Sum)*
- ☐ *Amended Schedule _____*
- ☐ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)*
- ☒ *Other document that requires a declaration Consolidated List of Creditors Who Have the 30 Largest Unsecured Claims and are Not Insiders*

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/19/2018
MM / DD / YYYY

/s/ Robert Del Genio
Signature of individual signing on behalf of debtor

Robert Del Genio
Printed name

Chief Restructuring Officer
Position or relationship to debtor

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	-X	
	:	
In re:	:	Chapter 11
	:	
The Weinstein Company Holdings LLC,	:	Case No. 18-____ ()
	:	
Debtor.	:	
	-X	

STATEMENT OF CORPORATE OWNERSHIP

Pursuant to Rules 1007(a)(1) and 7007.1 of the Federal Rules of Bankruptcy Procedure, the undersigned authorized officer of the above-captioned debtor (the “**Debtor**”) certifies that the following corporate entities directly or indirectly own 10% or more of the Debtor.

Woodland Asset Holdings LLC

EXHIBIT M

Fill in this information to identify the case and this filing:

Debtor Name The Weinstein Company Holdings LLCUnited States Bankruptcy Court for the: District of Delaware
(State)

Case number (If known): _____

Official Form 202**Declaration Under Penalty of Perjury for Non-Individual Debtors** 12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

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Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets—Real and Personal Property (Official Form 206A/B)*
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D)*
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)*
- ☐ *Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G)*
- ☐ *Schedule H: Codebtors (Official Form 206H)*
- ☐ *Summary of Assets and Liabilities for Non-Individuals (Official Form 206Sum)*
- ☐ *Amended Schedule _____*
- ☐ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)*
- ☒ *Other document that requires a declaration* Statement of Corporate Ownership

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/19/2018
MM / DD / YYYY

/s/ Robert Del Genio
Signature of individual signing on behalf of debtor

Robert Del Genio
Printed name

Chief Restructuring Officer
Position or relationship to debtor

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

-----X
 In re: : Chapter 11
 :
 The Weinstein Company Holdings LLC, : Case No. 18-____ ()
 :
 Debtor. :
 -----X

LIST OF EQUITY SECURITY HOLDERS

Pursuant to Federal Rule of Bankruptcy Procedure 1007(a)(3), the above-captioned debtor hereby provides the following name and address of the holders of its limited liability company interests:¹

Class A-1	Ownership %	Shares
2929 Media LP 3030 McKinney Suite 2301 Dallas, TX 75204	0.910%	10,000
A-1 Internation Investments BV (Quinta Communications SA) Hertog Hendriksingel 28 UNIT B 5216 BB's-Hertogenbosch the Netherlands	3.032%	33,333
Ambac Private Holdings, LLC One State Street Plaza New York, NY 10004	0.910%	10,000
Direct Solutions, Inc. (Technicolor) 2255 N. Ontario Street, Suite 100 Burbank, CA 91504	1.092%	12,000
Direct Solutions, Inc. (Technicolor) 2255 N. Ontario Street, Suite 100 Burbank, CA 91504	5.000%	54,962

¹ The Company, through its counsel, has been contacted by various lawyers for Georgina Chapman claiming that at least some of Harvey Weinstein's shares have been transferred pursuant to the terms of the divorce agreement between Ms. Chapman and Mr. Weinstein. Such transfers are not reflected in the Company's records.

TWCH Investors, Inc. C/O William A. Newman, Esq. 420 Lexington Ave., 18th Floor New York, NY 10170	5.094%	56,000
BP-PE2 Inc. C/O The Baupost Group, LLC 10 St. James Avenue, Suite 1700 Boston, MA 02116	1.365%	15,000
Eton Park TWC Holding Corp. (Eton Park Capital Mgmt.) 825 3rd Ave., 8th Floor New York, NY 10022	4.094%	45,000
Group M Movie Entertainment Inc. (WPP) Worldwide Plaza 825 8th Avenue New York, NY 10019	2.274%	25,000
HWCH Corp (Highbridge Capital Management) Highbridge Capital Management, LLC 9 West 57th St., 27th Floor New York, NY 10019	0.910%	10,000
Launchdock & Co. Hartford Series Fund, Inc: Hartford Capital Appreciation HLS Fund Wellington Management Company, LLP 75 State Street Boston, MA 02109	2.711%	29,800
Luxurylines & Co. Hartford Series Fund, Inc: Hartford Capital Appreciation HLS Fund Wellington Management Company, LLP 75 State Street Boston, MA 02109	2.292%	25,200
MATWIN LLC (Marathon Asset Management) 461 5th Avenue, 11th Floor New York, NY 10017	0.455%	5,000
Maverick Holdings Ltd. C/O Maverick Capital, Ltd. 300 Crescent Court, 18th Floor Dallas, TX 75201	0.188%	2,062
Maverick II Holdings, Ltd. C/O Maverick Capital, Ltd. 300 Crescent Court, 18th Floor Dallas, TX 75201	0.171%	1,877
Maverick USA II C/O Maverick Capital, Ltd.	0.097%	1,061

300 Crescent Court, 18th Floor Dallas, TX 75201		
NAOF Inc. (GLG Partners) C/O GLG Partners Services Ltd The Waterfront Centre, North Church Street, PO Box 2427 George Town, Grand Cayman, Cayman Islands	0.910%	10,000
Nevo, Aviv 12250 Castlegate Drive Los Angeles, CA 90049	0.101%	1,111
Radical Investments LP 5424 Deloache Ave. Dallas, TX 75220	0.910%	10,000
RS Movie Holdings LLC Two Manhattanville Road Second Floor Purchase, NY 10577	0.091%	1,000
Salomon, David 345 North Maple Drive Suite 205 Beverly Hills, CA 90210	0.091%	1,000
Saul, Julian P.O. Box 2128 Dalton, GA 30722	1.365%	15,000
SB America 2 Inc. Softbank Corp. 1-9-1, Higashi-shimbashi Minato-ku, 105-7303 Tokyo, Japan	0.910%	10,000
Sofidiv, Inc. (LVMH) 1-9-1, Higashi-shimbashi Minato-ku, 105-7303 Tokyo, Japan	0.910%	10,000
Viola Brothers Productions LLC 19 East 57th St. New York, NY 10022	0.364%	4,000
WCH Holdco 2, Inc. (Fidelity) C/O Fidelity Investments E31C 82 Devonshire Street Boston, MA 02109-3614	1.046%	11,499
WCH Holdco 3, Inc. (Fidelity) C/O Fidelity Investments E31C 82 Devonshire Street Boston, MA 02109-3614	0.206%	2,267

03/19/2018

WCH Holdco, Inc. (Fidelity) C/O Fidelity Investments E31C 82 Devonshire Street Boston, MA 02109-3614	3.751%	41,234
The Weinstein Company Holdings LLC 99 Hudson Street, 4th Floor New York, NY 10013	1.819%	20,000
Weinstein, Harvey C/O Citrin Cooperman 529 5th Avenue New York, NY 10017	1.365%	15,000
Weinstein, Robert C/O Spielman, Koenigsberg & Parker, LLP 1745 Broadway, Floor 18 New York, NY 10019	1.365%	15,000
Woodland Asset Holdings LLC 350 Park Avenue, 11th Floor New York, NY 10022	10.000%	109,924

Class A-2	Ownership %	Shares
Goldman Sachs One New York Plaza New York, NY 10004	4.55%	50,000.00

Class B	Ownership %	Shares
Harvey Weinstein C/O Citrin Cooperman 529 5th Avenue New York, NY 10017	17.32%	190,369.62
Harvey Weinstein 2005 GRAT C/O Citrin Cooperman 529 5th Avenue New York, NY 10017	2.28%	25,077.08
Robert Weinstein C/O Spielman, Koenigsberg & Parker, LLP 1745 Broadway, Floor 18 New York, NY 10019	17.32%	190,369.62
Robert Weinstein 2005 GRAT C/O Spielman, Koenigsberg & Parker, LLP 1745 Broadway, Floor 18 New York, NY 10019	2.28%	25,077.08

Class W	Ownership %	Shares
Harvey Weinstein C/O Citrin Cooperman 529 5th Avenue New York, NY 10017	0.23%	2,507.78
Robert Weinstein C/O Spielman, Koenigsberg & Parker, LLP 1745 Broadway, Floor 18 New York, NY 10019	0.23%	2,507.78

03/23/2018

Fill in this information to identify the case and this filing:

Debtor Name The Weinstein Company Holdings LLC

United States Bankruptcy Court for the: District of Delaware
(State)

Case number (If known): _____

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors 12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets--Real and Personal Property (Official Form 206A/B)*
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D)*
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)*
- ☐ *Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G)*
- ☐ *Schedule H: Codebtors (Official Form 206H)*
- ☐ *Summary of Assets and Liabilities for Non-Individuals (Official Form 206Sum)*
- ☐ *Amended Schedule _____*
- ☐ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)*
- ☒ *Other document that requires a declaration* List of Equity Security Holders

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/19/2018
MM / DD / YYYY

/s/ Robert Del Genio
Signature of individual signing on behalf of debtor

Robert Del Genio
Printed name

Chief Restructuring Officer
Position or relationship to debtor

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

-----X

In re:

THE WEINSTEIN COMPANY HOLDINGS
LLC, *et al.*,

Debtors.¹

-----X

: Chapter 11

: Case No. 18-10601 (MFW)

: Joint Administration Requested

**NOTICE OF FILING OF AMENDED
LIST OF EQUITY SECURITY HOLDERS FOR
THE WEINSTEIN COMPANY HOLDINGS LLC**

PLEASE TAKE NOTICE that the above-captioned debtors and debtors in possession hereby file the Amended List of Equity Security Holders for The Weinstein Company Holdings LLC, attached hereto as Exhibit A.

¹ The last four digits of The Weinstein Company Holdings LLC's federal tax identification number are (3837). The mailing address for The Weinstein Company Holdings LLC is 99 Hudson Street, 4th Floor, New York, New York 10013. Due to the large number of debtors in these cases, which are being jointly administered for procedural purposes only, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors' claims and noticing agent at <http://dm.epiq11.com/twc>.

Dated: March 20, 2018
Wilmington, Delaware

/s/ Mark D. Collins

RICHARDS, LAYTON & FINGER, P.A.

Mark D. Collins (No. 2981)
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Wilmington, Delaware 19801
Telephone: (302) 651-7700
Facsimile: (302) 651-7701

- and -

CRAVATH, SWAINE & MOORE LLP

Paul H. Zumbro (admitted *pro hac vice*)
George E. Zobitz (admitted *pro hac vice*)
Karin A. DeMasi (admitted *pro hac vice*)
Worldwide Plaza
825 Eighth Avenue
New York, New York 10019
Telephone: (212) 474-1000
Facsimile: (212) 474-3700

*Proposed Attorneys for the
Debtors and Debtors in Possession*

Exhibit A

03/20/18

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

	X	
	:	
In re:	:	Chapter 11
	:	
The Weinstein Company Holdings LLC,	:	Case No. 18-10601 (MFW)
	:	
Debtor.	:	

AMENDED LIST OF EQUITY SECURITY HOLDERS

Pursuant to Federal Rule of Bankruptcy Procedure 1007(a)(3), the above-captioned debtor hereby provides the following name and address of the holders of its limited liability company interests:¹

Class A-1	Ownership %	Shares
2929 Media LP 3030 McKinney Suite 2301 Dallas, TX 75204	0.910%	10,000
A-1 Internation Investments BV (Quinta Communications SA) Hertog Hendriksingel 28 UNIT B 5216 BB's-Hertogenbosch the Netherlands	3.032%	33,333
Ambac Private Holdings, LLC One State Street Plaza New York, NY 10004	0.910%	10,000
Direct Solutions, Inc. (Technicolor) 2255 N. Ontario Street, Suite 100 Burbank, CA 91504	1.092%	12,000
Direct Solutions, Inc. (Technicolor) 2255 N. Ontario Street, Suite 100 Burbank, CA 91504	5.000%	54,962

¹ The Company, through its counsel, has been contacted by various lawyers for Georgina Chapman claiming that at least some of Harvey Weinstein's shares have been transferred pursuant to the terms of the divorce agreement between Ms. Chapman and Mr. Weinstein. Such transfers are not reflected in the Company's records.

TWCH Investors, Inc. C/O William A. Newman, Esq. 420 Lexington Ave., 18th Floor New York, NY 10170	5.094%	56,000
BP-PE2 Inc. C/O The Baupost Group, LLC 10 St. James Avenue, Suite 1700 Boston, MA 02116	1.365%	15,000
Eton Park TWC Holding Corp. (Eton Park Capital Mgmt.) 825 3rd Ave., 8th Floor New York, NY 10022	4.094%	45,000
Group M Movie Entertainment Inc. (WPP) Worldwide Plaza 825 8th Avenue New York, NY 10019	2.274%	25,000
HWCH Corp (Highbridge Capital Management) Highbridge Capital Management, LLC 9 West 57th St., 27th Floor New York, NY 10019	0.910%	10,000
Launchdock & Co. Hartford Series Fund, Inc: Hartford Capital Appreciation HLS Fund Wellington Management Company, LLP 75 State Street Boston, MA 02109	2.711%	29,800
Luxurylines & Co. Hartford Series Fund, Inc: Hartford Capital Appreciation HLS Fund Wellington Management Company, LLP 75 State Street Boston, MA 02109	2.292%	25,200
MATWIN LLC (Marathon Asset Management) 461 5th Avenue, 11th Floor New York, NY 10017	0.455%	5,000
Maverick Holdings Ltd. C/O Maverick Capital, Ltd. 300 Crescent Court, 18th Floor Dallas, TX 75201	0.188%	2,062
Maverick II Holdings, Ltd. C/O Maverick Capital, Ltd. 300 Crescent Court, 18th Floor Dallas, TX 75201	0.171%	1,877
Maverick USA II C/O Maverick Capital, Ltd.	0.097%	1,061

300 Crescent Court, 18th Floor Dallas, TX 75201		
NAOF Inc. (GLG Partners) C/O GLG Partners Services Ltd The Waterfront Centre, North Church Street, PO Box 2427 George Town, Grand Cayman, Cayman Islands	0.910%	10,000
Nevo, Aviv 12250 Castlegate Drive Los Angeles, CA 90049	0.101%	1,111
Radical Investments LP 5424 Deloache Ave. Dallas, TX 75220	0.910%	10,000
RS Movie Holdings LLC Two Manhattanville Road Second Floor Purchase, NY 10577	0.091%	1,000
Salomon, David 345 North Maple Drive Suite 205 Beverly Hills, CA 90210	0.091%	1,000
Saul, Julian P.O. Box 2128 Dalton, GA 30722	1.365%	15,000
SB America 2 Inc. Softbank Corp. 1-9-1, Higashi-shimbashi Minato-ku, 105-7303 Tokyo, Japan	0.910%	10,000
Sofidiv, Inc. (LVMH) 1-9-1, Higashi-shimbashi Minato-ku, 105-7303 Tokyo, Japan	0.910%	10,000
Viola Brothers Productions LLC 19 East 57th St. New York, NY 10022	0.364%	4,000
WCH Holdco 2, Inc. (Fidelity) C/O Fidelity Investments E31C 82 Devonshire Street Boston, MA 02109-3614	1.046%	11,499
WCH Holdco 3, Inc. (Fidelity) C/O Fidelity Investments E31C 82 Devonshire Street Boston, MA 02109-3614	0.206%	2,267

03/23/2018

WCH Holdco, Inc. (Fidelity) C/O Fidelity Investments E31C 82 Devonshire Street Boston, MA 02109-3614	3.751%	41,234
The Weinstein Company Holdings LLC 99 Hudson Street, 4th Floor New York, NY 10013	1.819%	20,000
Weinstein, Harvey C/O Citrin Cooperman 529 5th Avenue New York, NY 10017	1.365%	15,000
Weinstein, Robert C/O Spielman, Koenigsberg & Parker, LLP 1745 Broadway, Floor 18 New York, NY 10019	1.365%	15,000
Woodland Asset Holdings LLC 350 Park Avenue, 11th Floor New York, NY 10022	10.000%	109,924

Class A-2	Ownership %	Shares
Goldman Sachs One New York Plaza New York, NY 10004	4.55%	50,000.00

Class B	Ownership %	Shares
Harvey Weinstein C/O Citrin Cooperman 529 5th Avenue New York, NY 10017	17.32%	190,370.62
Harvey Weinstein 2005 GRAT C/O Citrin Cooperman 529 5th Avenue New York, NY 10017	2.28%	25,077.08
Robert Weinstein C/O Spielman, Koenigsberg & Parker, LLP 1745 Broadway, Floor 18 New York, NY 10019	17.32%	190,369.62
Robert Weinstein 2005 GRAT C/O Spielman, Koenigsberg & Parker, LLP 1745 Broadway, Floor 18 New York, NY 10019	2.28%	25,077.08

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Fill in this information to identify the case and this filing:

Debtor Name The Weinstein Company Holdings LLC

United States Bankruptcy Court for the: District of Delaware
(State)

Case number (if known): _____

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors 12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets--Real and Personal Property (Official Form 206A/B)*
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D)*
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)*
- ☐ *Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G)*
- ☐ *Schedule H: Codebtors (Official Form 206H)*
- ☐ *Summary of Assets and Liabilities for Non-Individuals (Official Form 206Sum)*
- ☐ *Amended Schedule _____*
- ☐ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)*
- ☒ *Other document that requires a declaration* List of Equity Security Holders

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/20/2018
MM / DD / YYYY

/s/ Robert Del Genio
Signature of individual signing on behalf of debtor

Robert Del Genio
Printed name

Chief Restructuring Officer
Position or relationship to debtor

PROOF OF SERVICE**STATE OF CALIFORNIA****COUNTY OF LOS ANGELES**

) ss

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is 2029 Century Park East, Suite 3500, Los Angeles, California 90067-3021. On March 21, 2018, I served the within document(s):

NOTICE OF SUGGESTION ON PENDENCY OF BANKRUPTCY AND AUTOMATIC STAY OF PROCEEDINGS

- ☐ I sent such document from facsimile machines (310) 201-5219 on _____, 2018. I certify that said transmission was completed and that all pages were received and that a report was generated by said facsimile machine which confirms said transmission and receipt. I, thereafter, mailed a copy to the interested party(ies) in this action by placing a true copy thereof enclosed in sealed envelope(s) addressed to the parties listed below.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California, addressed as set forth below.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ by placing the document(s) listed above in a sealed envelope or package provided by an overnight delivery carrier with postage paid on account and deposited for collection with the overnight carrier at Los Angeles, California, addressed as set forth below.
- ☐ by transmitting the document(s) listed above, electronically, via the e-mail addresses set forth below.

Gloria Allred
Nathan Goldberg
Christina Cheung
ALLRED MAROKO & GOLDBERG
6300 Wilshire Blvd., Suite 1500
Los Angeles, California 90048

Attorneys for Plaintiff JANE DOE

Tel. (323) 653-6530; Fax (323) 653-1660
Emails: gallred@amglaw.com
ngoldberg@amglaw.com

Phyllis Kupferstein
KUPFERSTEIN MANUEL LLP
865 S. Figueroa St., Suite 3338
Los Angeles, California 90017

Attorneys for Defendant HARVEY WEINSTEIN

Tel. (213) 988-7531; Fax (213) 988-7532
Email: pk@kupfersteinmanuel.com

John L. Barber
Corinne D. Spencer
Kelsey Scherr
LEWIS BRISBOIS BISGAARD & SMITH
633 W. 5th Street, Ste. 4000
Los Angeles, California 90071

Associated Counsel for Defendant HARVEY WEINSTEIN

Tel. (213) 250-1800; Fax (213) 250-7900
Emails: John.Barber@lewisbrisbois.com
Corinne.Spencer@lewisbrisbois.com
Kelsey.Scherr@lewisbrisbois.com

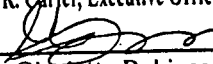
1 I am readily familiar with the firm's practice of collection and processing correspondence for
2 mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with
3 postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party
served, service is presumed invalid if postal cancellation date or postage meter date is more than one day
after date of deposit for mailing in affidavit.

4 I declare under penalty of perjury under the laws of the State of California that the above is true
5 and correct.

6 Executed on March 21, 2018, at Los Angeles, California.



7 _____
8 Karla Villalobos-Roque
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ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, or number, and address): John L. Barber, SB# 160317; Kelsey E. Scherr, SB# 303314 Lewis Brisbois Bisgaard & Smith LLP 633 West 5th Street, Suite 4000 Los Angeles, California 90071 TELEPHONE NO.: (213) 250-1800 FAX NO. (Optional): (213) 250-7900 E-MAIL ADDRESS (Optional): kelsey.scherr@lewisbrisbois.com ATTORNEY FOR (Name): Harvey Weinstein	FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles APR 05 2018 Sherri K. Langer, Executive Officer/Clerk of Court By  , Deputy Claretta Robinson
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 NORTH HILL STREET MAILING ADDRESS: CITY AND ZIP CODE: LOS ANGELES, CALIFORNIA 90012 BRANCH NAME: STANLEY MOSK COURTHOUSE	CASE NUMBER: BC683411 <div style="text-align: right; font-size: 1.5em; font-family: cursive;">D-78</div>
CASE NAME: JANE DOE v. THE WEINSTEIN COMPANY LLC; THE WEINSTEIN COMPANY HOLDINGS LLC; and HARVEY WEINSTEIN	
SUBSTITUTION OF ATTORNEY—CIVIL (Without Court Order)	

THE COURT AND ALL PARTIES ARE NOTIFIED THAT (name): Harvey Weinstein makes the following substitution:

1. **Former legal representative** ☐ Party represented self ☒ Attorney (name): Phyllis Kupferstein, Esq.
2. **New legal representative** ☐ Party is representing self* ☒ Attorney
 - a. Name: John L. Barber, Esq.
 - b. State Bar No. (if applicable): 160317
 - c. Address (number, street, city, ZIP, and law firm name, if applicable): LEWIS BRISBOIS BISGAARD & SMITH LLP
6333 West Fifth Street, Suite 4000
Los Angeles, CA 90071
 - d. Telephone No. (include area code): (213) 250-1800
3. The party making this substitution is a ☐ plaintiff ☒ defendant ☐ petitioner ☐ respondent ☐ other (specify):

***NOTICE TO PARTIES APPLYING TO REPRESENT THEMSELVES**

- | | | |
|---------------|---------------------------|---------------------|
| • Guardian | • Personal Representative | • Guardian ad litem |
| • Conservator | • Probate fiduciary | • Unincorporated |
| • Trustee | • Corporation | association |

If you are applying as one of the parties on this list, you may NOT act as your own attorney in most cases. Use this form to substitute one attorney for another attorney. SEEK LEGAL ADVICE BEFORE APPLYING TO REPRESENT YOURSELF.

NOTICE TO PARTIES WITHOUT ATTORNEYS

A party representing himself or herself may wish to seek legal assistance. Failure to take timely and appropriate action in this case may result in serious legal consequences.

4. I consent to this substitution.

Date: March 13, 2018

Harvey Weinstein

(TYPE OR PRINT NAME)



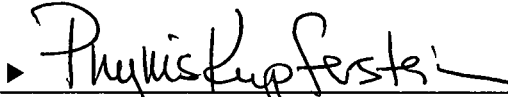
(SIGNATURE OF PARTY)

5. ☒ I consent to this substitution.

Date: March 22, 2018

Phyllis Kupferstein, Esq.

(TYPE OR PRINT NAME)



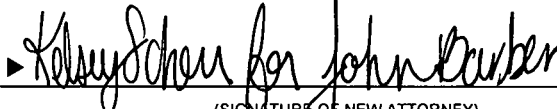
(SIGNATURE OF FORMER ATTORNEY)

6. ☒ I consent to this substitution.

Date: March 4, 2018

John L. Barber, Esq.

(TYPE OR PRINT NAME)



(SIGNATURE OF NEW ATTORNEY)

(See reverse for proof of service by mail)

Page 1 of 2

CASE NAME: JANE DOE v. THE WEINSTEIN COMPANY LLC; THE WEINSTEIN COMPANY HOLDINGS LLC; and HARVEY WEINSTEIN	CASE NUMBER: BC683411
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PROOF OF SERVICE BY MAIL
Substitution of Attorney—Civil

Instructions: After having all parties served by mail with the Substitution of Attorney—Civil, have the person who mailed the document complete this Proof of Service by Mail. An unsigned copy of the Proof of Service by Mail should be completed and served with the document. Give the Substitution of Attorney—Civil and the completed Proof of Service by Mail to the clerk for filing. If you are representing yourself, someone else must mail these papers and sign the Proof of Service by Mail.

- I am over the age of 18 and **not a party to this cause**. I am a resident of or employed in the county where the mailing occurred. My residence or business address is (*specify*):
Lewis Brisbois Bisgaard & Smith LLP, 633 West 5th Street, Suite 4000, Los Angeles, CA 90071
- I served the Substitution of Attorney—Civil by enclosing a true copy in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid.

(1) Date of mailing: April 5, 2018


(2) Place of mailing (*city and state*): Los Angeles, CA 90071

- I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: April 5, 2018

Mary Ann Campi

(TYPE OR PRINT NAME)


(SIGNATURE)

NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED

- Name of person served: Gloria Allred, Nathan Goldbert, Christina Cheung
b. Address (*number, street, city, and ZIP*): Allred, Maroko & Goldberg, 6300 Wilshire Blvd., Suite 1500, LA, CA 90048
- Name of person served: Phyllis Kupferstein
d. Address (*number, street, city, and ZIP*): Kupferstein Manuel LLP, 865 South Figueroa St., Suite 3338, LA, CA 90017
- Name of person served: Gerald L. Maatman, Jr..
f. Address (*number, street, city, and ZIP*): Seyfarth Shaw LLP, 233 South Wacker Drive, Suite 8000, Chicago, IL 60606-6448
- Name of person served: Laura Wilson Shelby, Kristen M. Peters
h. Address (*number, street, city, and ZIP*): Seyfarth Shaw LLP, 2029 Century Park East, Suite 3500, LA, CA 90067-3021
- Name of person served:
j. Address (*number, street, city, and ZIP*):

☐ List of names and addresses continued in attachment.